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83D CONGRESS  
1ST SESSION

**H. R. 1254**

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**IN THE HOUSE OF REPRESENTATIVES**

**JANUARY 7, 1953**

Mr. ENGLE introduced the following bill; which was referred to the Committee on Interior and Insular Affairs

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**A BILL**

To provide authorization for certain uses of public lands.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       *That the head of any department or agency of the Govern-*  
4       *ment of the United States having jurisdiction over public*  
5       *lands, national forests, and reservations of the United States*  
6       *is hereby authorized to grant permits, leases, or easements for*  
7       *a period not to exceed fifty years from the date of any such*  
8       *permit, lease, or easement to States, counties, cities, towns,*  
9       *townships, municipal corporations, or other public agencies*  
10       *for the purpose of constructing and maintaining on such lands*  
11       *public buildings or other public works. In the event such*

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**A BILL**

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By Mr. ENGLE

JANUARY 7, 1953

Referred to the Committee on Interior and Insular  
Affairs

1 lands cease to be used for the purpose for which such permit,  
2 lease, or easement was granted, the same shall thereupon  
3 terminate.





IN THE SENATE OF THE UNITED STATES

JANUARY 26, 1953

Mr. KNOWLAND (for himself and Mr. KUCHEL) introduced the following bill; which was read twice and referred to the Committee on Interior and Insular Affairs

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8       such permit, lease, or easement to States, counties, cities,  
9       towns, townships, municipal corporations, or other public  
10      agencies for the purpose of constructing and maintaining on  
11      such lands public buildings or other public works. In the

1 event such lands cease to be used for the purpose for which  
2 such permit, lease, or easement was granted, the same shall  
3 thereupon terminate.

**A BILL**

To provide authorization for certain uses of  
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By Mr. KNOWLAND and Mr. KUCHEL

JANUARY 26, 1953

Read twice and referred to the Committee on Interior  
and Insular Affairs





**Labor-HEW Appropriation:** Concluded general debate on H. R. 9447, making appropriations for the Departments of Labor, and Health, Education, and Welfare for the fiscal year 1955 and read the first paragraph for amendment before deferring further action on the bill to Wednesday.

Pages 7417-7446

**President's Message—Veto:** Received veto message from the President on H. R. 1026, providing medical, surgical, and dental treatment and hospitalization for certain officers and employees of the former Lighthouse Service. The message was referred to the Committee on Interstate and Foreign Commerce and ordered printed as a House document (H. Doc. No. 429).

Pages 7446-7447

**Bills Referred:** Eight Senate-passed bills were referred to appropriate committees.

Page 7453

**Program for Wednesday:** Adjourned at 4:10 p. m. until Wednesday, June 9, at 12 o'clock noon, when the House will further consider H. R. 9447, making appropriations for the Departments of Labor, and Health, Education, and Welfare for the fiscal year 1955, under the 5-minute rule (rollcall votes will be deferred to Thursday).

## Committee Meetings

### SURPLUS COMMODITY DISPOSAL

**Committee on Agriculture:** Agreed to report to the House S. 2475, relative to sale and disposal of surplus agricultural commodities to foreign countries. The text of this Senate bill was replaced by language presently contained in the House committee print which has been under study by the committee. Recessed on the farm-program study until tomorrow morning.

### FARM PRICE SUPPORT

**Committee on Agriculture:** Voted (21 to 8) that the level of support to cooperators shall be 90 percent of the parity price of the 1955 crop of any basic commodity, with respect to which producers have not disapproved marketing quotas.

### MILITARY PERSONNEL HOUSING

**Committee on Armed Services:** Franklin G. Floete, Assistant Secretary of Defense (Properties and Installations), testified today in favor of H. R. 9463, a Defense Department proposal, which would authorize building 25,000 housing units for military personnel and their families, at an estimated cost of \$350 million. Other departmental witnesses were Adm. Joseph F. Jelley, Director of Construction in Mr. Floete's office; and Brig. Gen. W. A. Carter, Jr., Chief (G-4), Department of the Army. Further testimony was also received from L. C. Bean, vice president, Wherry Housing Association, who recommended yesterday that these buildings be constructed under the Wherry housing bill. Recessed until tomorrow morning.

### CREDIT UNIONS—CCC—RESERVE BANKS

**Committee on Banking and Currency:** Approved the following bills for reporting to the House—

S. 1665, to amend the Federal Credit Union Act relating to the declaration of dividends to members;

S. 2845, to increase funds for purchase of metal for minor coins;

S. 2987, to direct the Commodity Credit Corporation to transfer surplus hay and pasture seeds acquired under the price-support program to the Forest Service of the Department of Agriculture, and to the Fish and Wildlife Service and the Bureau of Land Management, both of the Interior Department.

H. R. 9142, relating to loans to, or purchase of securities of, affiliates of banks of the Federal Reserve System, and investment in bank premises or stock of corporations holding premises; and

H. R. 9236, amended, relative to authority of Director of Federal Credit Unions to bond officers.

Testifying in connection with S. 1665 and H. R. 9236 was Hubert S. Rhodes, who represented the Credit Union National Association.

### ARTS PROGRAM

**Committee on Education and Labor:** The Bosch subcommittee held a hearing today on H. R. 9111, to establish a program of grants to States for the development of fine arts programs and projects, and to provide for the establishment of an American National War Memorial Arts Commission. Testimony on the subject was received from Representative Javits (New York), author of H. R. 5330, a similar bill on this subject; Irving Bryan, Assistant (D. C.) Corporation Counsel; Milo F. Christiansen, Superintendent, D. C. Recreation Department; John R. Searles, Jr., executive director, D. C. Redevelopment Land Agency; Lloyd Goodrich, chairman of Committee on Government and Art, New York City; Dr. Howard Hanson, president, National Music Council, Rochester, N. Y.; Patrick Hayes, Washington, D. C., past president, National Association of Concert Managers; Roger M. McDonough, director of the New Jersey State Library; and Prof. William A. Parker, secretary for fellowships, American Council of Learned Societies. Recessed until tomorrow morning.

### MUTUAL SECURITY

**Committee on Foreign Affairs:** Met for further executive consideration of the mutual security draft bill, and heard the following officials of the Foreign Operations Administration in a morning session—Morris Wolf, General Counsel; E. B. Buck, Director, Office of Trade, Investment, and Monetary Affairs; Glen Lloyd, Deputy to the Director; Lawrence Ebb, Office of General Counsel; and Dr. D. A. Fitzgerald, Deputy Director for Operations.

In an afternoon open hearing, Representative Multer (New York) testified on the subject, following which executive testimony was received from Harold E.

Stassen, Director, Foreign Operations Administration; E. B. Buck, Director, Office of Trade, Investment, and Monetary Affairs, FOA; Glen Lloyd, Deputy to the Director, FOA; John Murphy, Controller, FOA; John Ohly, Deputy Director for Program and Planning, FOA; Frederick Nolting, Special Assistant to the Secretary for Mutual Security Affairs, Department of State; Adm. W. S. Delaney (retired), Deputy Director for Mutual Defense Assistance Control, FOA; C. A. Richards, Director, Office of Small Business, FOA.

In morning and afternoon executive sessions tomorrow, the committee will mark up the draft mutual security bill.

#### INTERGOVERNMENTAL RELATIONS

*Committee on Government Operations:* The Harden subcommittee reviewed study reports in executive session today. Will resume on same topic Friday morning.

#### PUBLIC LANDS

*Committee on Interior and Insular Affairs:* The D'Ewart subcommittee approved for reporting to the full committee H. R. 1254, amended, to provide authorization for certain uses of public lands; H. R. 8549, granting the consent of Congress to the Breaks Interstate Park Compact; and H. R. 9194, to provide for the conveyance of certain land owned by the Federal Government near Vicksburg, Miss., to Vicksburg, Miss. Also tabled H. R. 8548, a companion bill to H. R. 8549; and H. R. 7082, a private bill.

Representative Perkins (Kentucky), author of H. R. 8548, spoke in support of that proposal, and Representative Williams (Mississippi) testified on behalf of his bill, H. R. 9194. James A. Lanigan, an attorney in the Department of Justice, urged favorable enactment of H. R. 1254, and also answered questions on H. R. 7082. The subcommittee also interrogated Jackson E. Price, Assistant Solicitor, National Park Service, in connection with H. R. 9194 and 8549. Recessed until tomorrow morning when it will consider H. R. 8385, relative to making the size of townlots conform in size to local standards; and also take up proposed park-concession awards.

#### CALL SELECTORS

*Committee on Interstate and Foreign Commerce:* Ordered the following bills reported to the House—

H. R. 6004, with amendments, to require automatic radio call selectors on cargo ships; and.

H. R. 6253, with an amendment, relating to overtime pay for employees of the U. S. Public Health Service, Quarantine Division.

Recessed until tomorrow when it will consider H. R. 9079, to prohibit transportation of gambling devices in interstate commerce.

#### PRISONERS OF WAR

*Committee on Interstate and Foreign Commerce:* Subcommittee on War Claims and Trading With the

Enemy Act postponed to a later date today's scheduled hearing on H. R. 7711, to provide for a study of the mental and physical consequences of malnutrition and starvation suffered by prisoners of war and civilian internees during World War II and the hostilities in Korea. Will meet tomorrow morning on H. R. 3298, missing persons; and H. R. 2546, dependent husbands.

#### WITNESS IMMUNITY

*Committee on the Judiciary:* Subcommittee No. 1 held a hearing on bills relating to immunity of witnesses and heard Attorney General Brownell recommend enactment of H. R. 6899, a bill which would provide that no witness shall be excused from testifying or from producing books, papers, and documents before either House, or before any committee of either House on the ground the testimony or evidence will incriminate that the Attorney General has adjudged such to be necessary to the public interest. Also heard Representative Keating (New York), author of H. R. 6899, and Walter P. Armstrong, Jr., chairman of the criminal law section of the American Bar Association.

#### BANKRUPTCY

*Committee on the Judiciary:* Subcommittee No. 2 held a hearing on H. R. 8210, to amend section 14 of the Bankruptcy Act, relating to discharges, and section 58, relating to notices. Testimony was received from Edwin L. Covey, Chief of Bankruptcy, Administrative Office of the U. S. Courts.

#### VESSELS TO BRAZIL

*Committee on Merchant Marine and Fisheries:* Heard testimony today in favor of a proposal (S. 2370 and H. R. 6317) which would authorize the Secretary of Commerce to sell and transfer to the Government of Brazil or to Brazilian citizens not more than 12 coastal-type ships designated as CI-MAV-1 merchant vessels. The following witnesses testified—Capt. John H. Nevins, Jr., head, Transport and Petroleum Branch (Logistics), Office of Chief of Naval Operations; Commodore Robert C. Lee, vice chairman of the board of directors, Moore-McCormack Lines, Inc.; Francis T. Greene, executive vice president, American Merchant Marine Institute; Charles P. Nolan, Officer in Charge, Transportation and Communications, Bureau of Inter-American Affairs, Department of State; Ralph B. Dewey, representing the Pacific-American Steamship Association; and Harry X. Kelly, president of Mississippi Shipping Co. (Delta Line), New Orleans, La. Adjourned subject to call of the Chair.

#### TEXAS LAND TRANSFERS

*Committee on Public Works:* Ordered the following bills reported to the House—

H. R. 7913, to convey by quitclaim deed certain land within the portion of Texarkana Dam and Reservoir project, Texas; and





# Calendar No. 1803

83D CONGRESS      }  
2d Session      }

SENATE

{      REPORT  
No. 1788

## PROVIDING AUTHORIZATION FOR CERTAIN USES OF PUBLIC LANDS

JULY 10 (legislative day, JULY 2), 1954.—Ordered to be printed

Mr. KUCHEL, from the Committee on Interior and Insular Affairs,  
submitted the following

### R E P O R T

[To accompany S. 620]

The Senate Committee on Interior and Insular Affairs, to whom was referred the bill (S. 620) to provide authorization for certain uses of public lands, having considered the same, report favorably thereon with the following amendments, and with the recommendation that the bill, as amended, do pass.

On page 1, line 6, after the word "authorized", insert a comma and the following: "under such reasonable terms and conditions as such head may determine".

On page 2, after line 3, add the following new section:

Sec. 2. The authority conferred by this Act shall be in addition to, and not in derogation of, any authority heretofore conferred upon the head of any department or agency of the Government of the United States to grant permits, leases, easements, or rights-of-way.

### PURPOSE OF THE BILL

This bill authorizes the issuance by Federal agencies of permits, leases, or easements to States or local governmental bodies for periods of not to exceed 50 years, on lands within their respective jurisdictions.

Such legislation is urgently needed to permit States and their local subdivisions to secure a tenure of use of sufficient duration to justify the expenditure of funds by State and local bodies for improvements of a permanent nature. Under present law some Federal agencies have no authority to issue long-term use permits, even to State and local public bodies. As a result such local governmental units cannot afford to make substantial investments for improvements on such land, nor can they find a market for revenue bonds to finance such improvements with no guaranty of tenure.

## 2 PROVIDE AUTHORIZATION FOR CERTAIN USES OF PUBLIC LANDS

The problem is particularly difficult on national forest lands where generally the Secretary of Agriculture may issue only revocable permits. The Department of Agriculture has strongly urged enactment of this bill for that reason.

Favorable reports from the Department of Agriculture, the Department of the Interior, and the Bureau of the Budget have been received and are incorporated herein. It will be noted that the Bureau of the Budget suggested several amendments to the bill. Two of these amendments have been adopted. A third amendment proposed by the Bureau of the Budget, relating to permits, leases, or easements on potential power sites, has not been accepted by your committee for the reason that such potential power sites can be protected, if necessary by power site withdrawals under existing law.

The favorable departmental reports are as follows:

EXECUTIVE OFFICE OF THE PRESIDENT,  
BUREAU OF THE BUDGET,  
Washington 25, D. C., April 16, 1954.

Hon. HUGH BUTLER,  
Chairman, Committee on Interior and Insular Affairs,  
United States Senate, Washington 25, D. C.

MY DEAR MR. CHAIRMAN: Reference is made to your request for the views of this Bureau on S. 620, to provide authorization for certain uses of public lands.

The bill would authorize the issuance by Federal agencies of permits, leases, or easements to States or other specified agencies for periods not exceeding 50 years, over public land, national forests, and reservations under their respective jurisdictions.

There are numerous statutes in existence relating to the granting of easements and rights-of-way by Federal agencies. (See ch. 22, title 43, U. S. C.) In a report which the Secretary of the Interior will present to your committee it is pointed out that other legislation is now pending in the Congress (H. R. 1815) which would extend the scope of the Recreation Act of 1926 to permit the sale or leasing of public lands for public purposes other than recreation; and that under its general responsibilities the Department may issue only revocable special land use permits for uses of public lands not specifically authorized by law. The permits in this latter category would not ordinarily justify the permittee to make substantial improvements on the land covered by the permit.

The Department of Agriculture has authority to issue limited permits, leases, licenses, and easements on lands under its jurisdiction, but it is understood that the absence of a reasonable guaranty of tenure prevents the expenditure of funds for substantial improvements by the recipient of the grant. (See 16 U. S. C. 497 and 551.)

The designations "public lands" and "national forests" are reasonably well understood. The definition of a "reservation," however, is not completely clear. Numerous agencies of the Federal Government exercise jurisdiction over land used for various purposes. For example, over 50 million acres of land are embraced within Indian reservations, and special laws are in force covering rights-of-way, etc., across those lands. (See ch. 8, title 25, U. S. C.) Likewise, there are special authorities covering similar grants for lands under the jurisdiction of the Departments of Justice and Defense, the Veterans' Administration, and perhaps other agencies.

From the information gathered by this Bureau concerning S. 620, it would seem that the principal objective is to assure a tenure of use of sufficient duration to warrant the expenditure of funds by States or other non-Federal agencies for substantial improvements of a permanent nature. If the bill is to receive favorable consideration, the following amendment is suggested:

"SEC. 2. The authority conferred by this Act shall be in addition to, and not in derogation of, any authority heretofore conferred upon the head of any department or agency of the Government of the United States to grant permits, leases, easements, or rights-of-way."

Such an amendment would insure the continued operation of existing statutes serving useful purposes.

To avoid any possibility of overlapping authority presently granted the Federal Power Commission, it is suggested that the bill be further amended, on page 2, at the end of line 3, by inserting the following:

## PROVIDE AUTHORIZATION FOR CERTAIN USES OF PUBLIC LANDS 3

"Any such permit, lease, or easement on lands included within the area of any potential power site may be granted only under such conditions as are approved by the Federal Power Commission."

It is noted that the bill requires no monetary consideration for the privileges to be granted. While many existing statutes require no consideration, it would seem appropriate for the recipient of the grant to pay to the United States an amount commensurate with the value received. Such payment should be based on periodic appraisal of values during the term of the lease, permit, or easement.

Also, since the bill would authorize the long-term use of Federal lands for non-Federal purposes, question might be raised as to whether the contemplated non-Federal use of such lands might not indicate that they were to some degree excess to the needs of the department or agency having jurisdiction. This Bureau would therefore recommend that permits, leases, or easements under the bill, before becoming effective, be recorded by the Administrator of General Services to whom excess land is required to be reported under the Federal Property and Administrative Services Act of 1949, as amended. Such a requirement would provide a central registry and inventory of actions taken under the act, for the information of both the legislative and executive branches, as well as tending to promote a certain amount of consistency of action as between the various departments and agencies.

From information now available it is not convincingly clear that the legislation proposed is necessary. However, subject to your consideration of the suggestions contained herein, this Bureau would interpose no objection to the enactment of the bill.

Sincerely yours,

ROWLAND HUGHES, *Director.*

DEPARTMENT OF THE INTERIOR,  
OFFICE OF THE SECRETARY,  
Washington 25, D. C., April 20, 1954.

Hon. HUGH BUTLER,  
Chairman, Committee on Interior and Insular Affairs,  
United States Senate, Washington 25, D. C.

MY DEAR SENATOR BUTLER: This is in reply to the request of your committee for a report on S. 620, a bill to provide authorization for certain uses of public lands. This bill is identical with H. R. 1254 which was introduced in the 83d Congress.

I recommend that this bill be enacted.

The benefits provided by this bill would be of material assistance to State and local public agencies in meeting their needs in constructing and maintaining public buildings or other public works on public lands and lands in national forests and reservations of the United States. It is intended, I understand, that the bill would authorize the use of Federal lands not only for major public works, like institutions or camps for the housing of inmates of Government institutions, but also for forest-fire trails and other less substantial improvements. In issuing permits, leases, or easements for such purposes, the Secretary could make adequate provision to protect the primary uses of the land by the Federal Government, other land uses, and to require reasonable compensation to the United States.

Other legislation is now pending before Congress to permit greater utilization of public lands by States, counties, and municipalities. H. R. 1815, a bill to amend the Recreation Act of June 14, 1926 (43 U. S. C., 1946 edition, sec. 869 et seq.) would extend the scope of that act to permit the sale or leasing of public lands for public purposes other than the presently authorized recreational purposes. Under its general responsibilities for the administration of the public lands (43 U. S. C., 1946 edition, sec. 2), this Department may issue only revocable special land-use permits for uses of public lands not specifically authorized by law (43 C. F. R., pt. 258). The revocable nature of such permits ordinarily does not justify the permittee as a practical matter in making substantial improvements on the lands covered by his permit. Often local statutes prohibit such improvement of lands held under a revocable permit.

The Bureau of the Budget has advised that there is no objection to the submission of this report to your committee.

Sincerely yours,

FRED G. AANDAHL,  
*Assistant Secretary of the Interior.*

#### 4 PROVIDE AUTHORIZATION FOR CERTAIN USES OF PUBLIC LANDS

DEPARTMENT OF AGRICULTURE,  
Washington, May 14, 1954.

Hon. HUGH BUTLER,

*Chairman, Committee on Interior and Insular Affairs,  
United States Senate, Washington, D. C.*

DEAR SENATOR BUTLER: This is in reply to Mr. Nelson's request of May 14, 1954, for a report on S. 620, a bill to provide authorization for certain uses of public lands.

The bill would permit the head of the department or agency of the United States having jurisdiction over "public lands, national forests, and reservations of the United States" to grant permits, leases, or easements for periods not in excess of 50 years to States, counties, cities, or other public agencies for the construction and maintenance of public works and buildings. Upon cessation of the use, the right, or privilege would terminate.

The objective is desirable. There have been occasions when public agencies have been unable to carry out desirable public projects on lands under the jurisdiction of this Department because the Secretary of Agriculture did not have the needed authority. The Secretary of Agriculture is vested with authority to issue revocable permits for the use of national forest lands as provided by the act of June 4, 1897 (30 Stat. 35; 16 U. S. C. 551); to grant term permits, on national forest lands, for not to exceed 5 acres or 30 years for recreational purposes, as authorized by the act of March 4, 1915 (38 Stat. 1086, 1101; 16 U. S. C. 497); and to issue leases, licenses, and easements in furtherance of project purposes on lands acquired or administered pursuant to title III of the Bankhead-Jones Farm-Tenant Act (50 Stat. 525; 7 U. S. C. 1010-1011).

Public agencies frequently are prohibited by law from expending public funds on lands upon which they are unable to obtain a reasonable guaranty of tenure. The scope of the term permit act, relating only to the national forests, is so limited in character and acreage which may be placed under permit that its use for the purposes covered by S. 620 is seldom practicable. In the case of lands administered pursuant to title III, it is not always possible to show that desirable public programs would further the purposes of the project.

S. 620, if enacted, will give this Department the desired authority to permit States, their political subdivisions, and public agencies to use national forest and other lands under the jurisdiction of this Department for public purposes for periods not in excess of 50 years.

This Department recommends that the bill be enacted.

The Bureau of the Budget advises that, from the standpoint of the program of the President, there is no objection to the submission of this report.

Sincerely yours,

TRUE D. MORSE, *Under Secretary.*







# Calendar No. 1803

83D CONGRESS  
2D SESSION

## S. 620

[Report No. 1788]

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### IN THE SENATE OF THE UNITED STATES

JANUARY 26, 1953

Mr. KNOWLAND (for himself and Mr. KUCHEL) introduced the following bill; which was read twice and referred to the Committee on Interior and Insular Affairs

JULY 10 (legislative day, JULY 2), 1954

Reported by Mr. KUCHEL, with amendments

[Insert the part printed in italic]

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## A BILL

To provide authorization for certain uses of public lands.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the head of any department or agency of the Govern-  
4       ment of the United States having jurisdiction over public  
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6       is hereby authorized, *under such reasonable terms and con-*  
7       *ditions as such head may determine*, to grant permits, leases,  
8       or easements for a period not to exceed fifty years from the  
9       date of any such permit, lease, or easement to States, coun-  
10      ties, cities, towns, townships, municipal corporations, or other  
11      public agencies for the purpose of constructing and main-

1 taining on such lands public buildings or other public works.  
2 In the event such lands cease to be used for the purpose for  
3 which such permit, lease, or easement was granted, the same  
4 shall thereupon terminate.

5 *SEC. 2. The authority conferred by this Act shall be in*  
6 *addition to, and not in derogation of any authority hereto-*  
7 *fore conferred upon the head of any department or agency*  
8 *of the Government of the United States to grant permits,*  
9 *leases, easements, or rights-of-way.*



A BILL

To provide authorization for certain uses of public lands.

By Mr. KNOWLAND and Mr. KUCHEL

JANUARY 26, 1953

Read twice and referred to the Committee on Interior

GATT TRADITION

JULY 10 (legislative day, July 2), 1954

Reported with amendments





Maintenance Division; and Capt. Clifton B. McFarland, member, Shore Station Development Board. Will consider the Marine and Air Force provision of the bill tomorrow morning.

#### COMMUNIST CHINA—U. N.

*Committee on Foreign Affairs:* In executive session this afternoon the committee ordered reported to the House H. Res. 627, reiterating the opposition of the House of Representatives to the seating of the Communist regime in China to the United Nations.

In a morning executive session the committee met with Thruston B. Morton, Assistant Secretary of State for Congressional Relations; and Clive L. DuVal 2d, Assistant General Counsel (International Matters), Department of Defense.

Public hearings are scheduled for tomorrow morning on proposed amendments to the Foreign Service Act.

#### GI VOTING—PRINTING

*Committee on House Administration:* Ordered reported to the House S. 1654, to amend the act providing a method of voting in time of war by members of the Armed Forces. The measure was amended by striking out the provisions of the Senate-passed bill by substituting the text of the House version, H. R. 8917.

Also ordered reported H. Res. 429, amended, to authorize printing, as a House document, the proceedings in connection with the 50th anniversary of the Wilbur Wright lighter-than-air flight at Kitty Hawk, N. C.; and S. Con. Res. 80, to authorize printing of 1,000 additional copies of S. Doc. 87, Review of United Nations Charter—A Collection of Documents.

#### CAPITOL POLICE

*Committee on House Administration:* Considered, but postponed further action until tomorrow morning, H. R. 9413, to reorganize the Capitol Police force.

#### MINING—IRRIGATION—TERRITORIES

*Committee on Interior and Insular Affairs:* Ordered the following bills reported to the House—

H. R. 1254, to provide authorization for certain uses of public lands;

H. R. 2015, to authorize the sale of certain land in Alaska to Lloyd H. Turner, of Wards Cove, Alaska;

H. R. 2843, to authorize the Secretary of the Interior to investigate and report to Congress on the conservation, development, and utilization of water resources in Hawaii;

H. R. 5832, regarding sale of public lands in Hawaii to any lessee, sublessee, or permittee under a revocable permit who has been on such lands not less than 10 years and is a citizen or has declared his intention to become one;

H. R. 6814, to facilitate the acquisition of non-Federal land within areas of the national park system;

H. R. 7229, a private bill.

H. R. 7568, to authorize and direct the Farm Loan Board of Hawaii to convey certain land and to ratify and confirm certain acts of said farm loan board;

H. R. 7813, to authorize the Secretary of the Interior to adjust or cancel any charges which have accrued, or which will hereafter accrue, under public notice No. 5, Milk River project, Montana;

H. R. 7912, to abolish the Old Kasaan National Monument, Alaska;

H. R. 8006, to safeguard the rights of riparian land-owners in Wisconsin whose title to property has been brought into question by reason of errors in the original survey and grant;

H. R. 8205, to authorize the conveyance to the Virginia Electric & Power Co. of a perpetual easement of right-of-way for electric-transmission-line purposes across lands of the Richmond National Battlefield Park, Va.;

H. R. 8384, to authorize the Secretary of the Interior to construct, operate, and maintain the Talent division of the Rogue River Basin reclamation project, Oregon;

H. R. 9751, to authorize the Secretary of the Interior to sell and convey certain Parker-Davis transmission facilities and related property in the States of Arizona and California;

S. 2380 and 2381, to amend the Mineral Leasing Act of 1920, in order to promote the development of oil and gas on the public domain; and

S. 2864, to approve an amendatory repayment contract negotiated with the North Unit Irrigation District, and to authorize construction of Haystack Reservoir on the Deschutes Federal reclamation project.

All bills except H. R. 7912 and the three Senate bills were amended.

#### MENOMINEE INDIANS

*Committee on Interior and Insular Affairs:* The Berry subcommittee ordered reported to the full committee H. R. 9821, amended, to provide for orderly termination of Federal supervision over the property and members of the Menominee Indian Tribe of Wisconsin. Representative Laird (author of the bill) and Senator Case testified on the measure along with officials of the Bureau of Indian Affairs.

#### SECURITY—DEFENSE FACILITIES

*Committee on the Judiciary:* Subcommittee No. 1, in executive session, ordered favorably reported to the full committee H. R. 7325, to provide for loss of nationality of persons convicted of certain crimes.

Also vacated proceedings of July 7, 1954, and reconsidered H. J. Res. 527, to provide for the protection of defense facilities. Subcommittee agreed to report to the full committee H. J. Res. 527, amended, by striking out all after enacting clause and substituting therefor language to create a Commission on Security in Industry.

H. R. 9671, a private immigration bill, was ordered reported to full committee with amendment.

**SECURITY—CLAIMS—IMMIGRATION—PAY  
GARNISHMENTS**

*Committee on the Judiciary:* The full committee, in executive session, took the following action:

Adopted subcommittee amendment to H. J. Res. 527, to create a Commission on Security in Industry, and agreed to give further consideration to this proposed legislation at its next meeting on Thursday, July 15;

Approved for reporting to the House 14 private claim bills (11 House, 3 Senate), and tabled 2 others of the House;

Approved for reporting to the House 51 private immigration bills (33 House, 18 Senate); and tabled 3 others (2 House, 1 Senate);

Tabled H. R. 3602, to provide for the garnishment, execution, or trustee process of wages and salaries of civil officers and employees of the United States; and

Agreed to ask House to override veto on H. R. 6452, for the relief of Mrs. Josette L. St. Marie.

**FISHERIES TREATY**

*Committee on Merchant Marine and Fisheries:* Ordered the following bills reported to the House—

H. R. 9786, amended, to give effect to the International Convention for the High Seas Fisheries of the North Pacific Ocean, signed at Tokyo, May 9, 1952; and

H. R. 7334, authorizing certain property transactions in Cocoli, C. Z.

In an open session on H. R. 9786, Warren F. Looney, Acting Special Assistant for Fish and Wildlife to the Under Secretary of State, suggested amendments proposed by that office. He stated that this legislation would provide a working relationship between the U. S., Canada, and Japan for handling fisheries in the Northwest Pacific. Other witnesses were John L. Farley, Director, Fish and Wildlife Service (Interior); and Dr. W. M. Chapman, director of research, American Tuna Boat Association, San Diego, Calif.

**KINGS POINT ACADEMY**

*Committee on Merchant Marine and Fisheries:* Considered, but deferred further action until tomorrow, H. R. 9434, to provide for the maintenance of the Merchant Marine Academy by the Department of Commerce.

**FEDERAL EMPLOYEES**

*Committee on Post Office and Civil Service:* Resumed consideration of H. R. 8093, Federal pay increase bill, and approved a 5-percent increase in the minimum rate of the respective grades of all employees paid under the Classification Act of 1949 (omitting GS-18). Recessed on the bill until tomorrow morning.

**RIVERS AND HARBORS—FLOOD CONTROL**

*Committee on Public Works:* Ordered reported to the House H. R. 9859, the omnibus rivers and harbors and flood control bill for 1954.

**Joint Committee Meetings**

**DEFENSE PRODUCTION ACT LOANS**

*Joint Committee on Defense Production:* Committee continued its hearings with regard to the granting of loans under the Defense Production Act in the amount of about \$3 million to the U. S. Tin Corp. for the development of a tin and tungsten deposit at Lost River, Alaska. Witnesses heard today were J. S. Nicolls, Assistant Director, Credit and Finance Division, GSA, who continued his testimony from yesterday, and Clifford Smith, auditor, San Francisco Office, GSA. Hearings continue tomorrow.

**ECONOMIC STATISTICS**

*Joint Committee on the Economic Report:* Subcommittee on Economic Statistics concluded its 2-day series of hearings with regard to Government statistical resources and needs. Testimony was heard today from experts in a number of the major areas of economic activity and knowledge. Witnesses heard and their area of special comment are as follows:

Martin Gainsbrugh, chief economist, National Industrial Conference Board, Inc., New York—on general concepts;

Bert Seidman, economist, AFL—on labor;

Paul W. McCracken, professor of economics, University of Michigan—on finance;

Kenneth E. Miller, economic research department, Armour & Co., Chicago—on agriculture and food;

Hazel Kyrk, Washington, D. C., former professor of economics, University of Chicago—on consumer income and expenditures;

James W. Martin, bureau of business research, University of Kentucky—on State and local government;

Isador Lubin, economic consultant, New York—on labor and foreign economics;

Miles L. Colean, economic consultant, Washington, D. C.—on construction.

Rensis Likert, institute for social research, University of Michigan—on consumer expectations;

Arthur Rosenbaum, economic research department, Sears, Roebuck & Co., Chicago—on retail trade;

Irwin Friend, professor of economics, University of Pennsylvania—on savings and investment; and

Lester S. Kellogg, director of economic research, Deere & Co., Moline, Ill.—on business and agriculture.

Also participating today were representatives of several statistics-producing Government agencies.

Subcommittee adjourned subject to call.

**HOUSING**

*Conferees* continued in executive session to resolve the differences between the Senate- and House-passed versions of H. R. 7839, to aid in the provision and improvement of housing, the elimination and prevention of slums, and the conservation and development of urban





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PROVIDING AUTHORIZATION FOR CERTAIN USES OF  
PUBLIC LANDS

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JULY 14, 1954.—Committed to the Committee of the Whole House on the State  
of the Union and ordered to be printed

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Mr. MILLER of Nebraska, from the Committee on Interior and Insular  
Affairs, submitted the following

R E P O R T

[To accompany H. R 1254]

The Committee on Interior and Insular Affairs, to whom was referred the bill (H. R. 1254) to provide authorization for certain uses of public lands, having considered the same, report favorably thereon with amendments and recommend that the bill, as amended, do pass.

The amendments are as follows:

Page 1, line 5, strike the words "United States" and insert in lieu thereof the words "United States, excepting National Parks and Monuments".

Page 1, line 7, strike the word "fifty" and insert in lieu thereof the word "thirty".

Page 2, following line 3, add a new section 2, as follows:

SEC. 2. The authority conferred by this Act shall be in addition to, and not in derogation of any authority heretofore conferred upon the head of any department or agency of the Government of the United States to grant permits, leases, easements, or rights-of-way.

EXPLANATION OF THE BILL

This bill, as amended, authorizes the issuance by Federal agencies of permits, leases, or easements to States or local governmental bodies for periods of not to exceed 30 years, on lands within their respective jurisdictions.

Such legislation is urgently needed to permit States and their local subdivisions to secure a tenure of use of sufficient duration to justify the expenditure of funds by State and local bodies for improvements of a permanent nature. Under present law some Federal agencies have no authority to issue long-term use permits, even to State and local

## 2 PROVIDE AUTHORIZATION FOR CERTAIN USES OF PUBLIC LANDS

public bodies. As a result local governmental units cannot afford to make substantial investments for improvements on such land with no guaranty of tenure, nor can they find a market for revenue bonds to finance the improvements.

The problem is particularly difficult on national forest lands where generally the Secretary of Agriculture may issue only revocable permits. The Department of Agriculture has strongly urged enactment of H. R. 1254 for that reason.

Favorable reports have been received from the Department of Agriculture, the Department of the Interior, and the Department of Justice. They are as follows:

DEPARTMENT OF AGRICULTURE,  
Washington, D. C., April 21, 1954.

Hon. A. L. MILLER,  
Chairman, Committee on Interior and Insular Affairs,  
House of Representatives.

DEAR MR. MILLER: This is in reply to your request of January 20 for the views of this Department on H. R. 1254, a bill to provide authorization for certain uses of public lands.

A companion bill, S. 620, is pending in the Senate.

The bill would permit the head of the department or agency of the United States having jurisdiction over public lands, national forests, and reservations of the United States to grant permits, leases, or easements for periods not in excess of 50 years to States, counties, cities, or other public agencies for the construction and maintenance of public works and buildings. Upon cessation of the use, the right or privilege would terminate.

The objective is desirable. There have been occasions when public agencies have been unable to carry out desirable public projects on lands under the jurisdiction of this Department because the Secretary of Agriculture did not have the needed authority. The Secretary of Agriculture is vested with authority to issue revocable permits for the use of national forest lands as provided by the act of June 4, 1897 (30 Stat. 35; 16 U. S. C. 551); to grant term permits, on national forest lands, for not to exceed 5 acres or 30 years for recreational purposes, as authorized by the act of March 4, 1915 (38 Stat. 1086, 1101; 16 U. S. C. 497); and to issue leases, licenses, and easements in furtherance of project purposes on lands acquired or administered pursuant to title III of the Bankhead-Jones Farm Tenant Act (50 Stat. 525; 7 U. S. C. 1010-1011).

Public agencies frequently are prohibited by law from expending public funds on lands upon which they are unable to obtain a reasonable guaranty of tenure. The scope of the Term Permit Act, relating only to the national forests, is so limited in character and acreage which may be placed under permit that its use for the purposes covered by H. R. 1254 is seldom practicable. In the case of lands administered pursuant to title III, it is not always possible to show that desirable public programs would further the purposes of the project.

H. R. 1254, if enacted, will give this Department the desired authority to permit States, their political subdivisions, and public agencies to use national forest and other lands under the jurisdiction of this Department for public purposes for periods not in excess of 50 years.

This Department recommends that the bill be enacted.

The Bureau of the Budget advises that, from the standpoint of the program of the President, there is no objection to the submission of this report.

Sincerely yours,

TRUE D. MORSE,  
Under Secretary.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF THE SECRETARY,  
Washington, D. C., May 4, 1954.

Hon. A. L. MILLER,  
Chairman, Committee on Interior and Insular Affairs,  
House of Representatives, Washington, D. C.

MY DEAR DR. MILLER: This is in reply to the request of your committee for a report on H. R. 1254, a bill to provide authorization for certain uses of public lands. This bill is a companion bill to S. 620.

PROVIDE AUTHORIZATION FOR CERTAIN USES OF PUBLIC LANDS 3

I recommend that this bill be enacted.

The benefits provided by this bill would be of material assistance to State and local public agencies in meeting their needs in constructing and maintaining public buildings or other public works on public lands and land in national forests and reservations of the United States. It is intended, I understand, that the bill would authorize the use of Federal lands not only for major public works, like institutions or camps for the housing of inmates of Government institutions, but also for forest fire trails and other less substantial improvements. In issuing permits, leases, or easements for such purposes, the Secretary could make adequate provision to protect the primary uses of the land by the Federal Government, other land uses, and to require reasonable compensation to the United States.

Other legislation is now pending before Congress to permit greater utilization of public lands by States, counties, and municipalities. H. R. 1815, a bill to amend the Recreation Act of June 14, 1926 (43 U. S. C., 1946 ed., see. 869, et seq.) would extend the scope of that act to permit the sale or leasing of public lands for public purposes other than the presently authorized recreational purposes. Under its general responsibilities for the administration of the public lands (43 U. S. C., 1946 ed., see. 2), this Department may issue only revocable special land use permits for uses of public lands not specifically authorized by law (43 CFR, pt. 258). The revocable nature of such permits ordinarily does not justify the permittee as a practical matter in making substantial improvements on the lands covered by his permit. Often local statutes prohibit such improvement of lands held under a revocable permit.

The Bureau of the Budget has advised that there is no objection to the submission of this report to your committee.

Sincerely yours,

ORME LEWIS,  
Assistant Secretary of the Interior.

DEPARTMENT OF JUSTICE,  
April 22, 1954.

Hon. A. L. MILLER,  
Chairman, Committee on Interior and Insular Affairs,  
House of Representatives, Washington, D. C.

DEAR MR. CHAIRMAN: This is in response to your request for the views of the Department of Justice on the bill (H. R. 1254) to provide authorization for certain uses of public lands.

The bill would authorize the head of any department or agency of the Federal Government having jurisdiction over public lands, national forests, and reservations of the United States to grant permits, leases, or easements for a period not to exceed 50 years to States, counties, towns, townships, municipal corporations, or other public agencies for the purpose of constructing and maintaining on such lands public buildings or other public works. Provision would be made that in the event such lands cease to be used for the purposes for which such permit, lease, or easement is granted, the same shall thereupon terminate.

The question of whether the bill should be enacted is one of policy on which this Department prefers to make no recommendation. However, there are certain features of the bill to which it is believed the attention of the committee should be directed.

The lands to which the bill would apply are described in broad general terms as " \* \* \* public lands, national forests, and reservations of the United States \* \* \*." It is not clear from this language as to whether the bill is intended to cover all lands owned by the United States or only some of them. In either event, it would appear desirable that the bill be amended to show clearly and specifically the lands to which the bill would apply.

The lands under the administrative supervision and control of the Department of Justice consist for the most part of Federal prison lands and certain immigration stations. With respect to these lands, as well as other lands of the United States under the supervision and control of the Department of Justice, the Attorney General presently has authority to grant to any State, or any agency or political subdivision thereof, easements in and rights-of-way over such lands under the act of May 9, 1941 (55 Stat. 183; 43 U. S. C. 931a). Other agencies of the Government also have been granted somewhat similar authority. See for example, chapter 22 of title 43, United States Code, generally; act of July 24, 1946 (60 Stat. 643; 43 U. S. C. 931b), relating to the Secretary of the Army; and the act of May 31, 1947 (61 Stat. 124; 38 U. S. C. 11i), relating to Administrator of Veterans' Affairs.

#### 4 PROVIDE AUTHORIZATION FOR CERTAIN USES OF PUBLIC LANDS

In view of the broad general language of the bill, its application apparently would extend to all departments and agencies of the Government. A question is thus raised as to what effect the bill would have on existing law. Insofar as the operations of the Department of Justice are concerned, existing law appears to be satisfactory as regards easements and rights-of-way. Accordingly, in order that this authority may be retained unchanged, it is suggested that the bill include a provision indicating that the authority conferred by the bill would be in addition to, and not in derogation of the authority heretofore granted to the Attorney General under the act of May 9, 1941 (supra). It may be that the application of the provision suggested should be made to apply generally. If so, this might be accomplished by adding a new section to the bill to read as follows:

"SEC. 2. The authority conferred by this Act shall be in addition to, and not in derogation of, any authority heretofore conferred upon the head of any department or agency of the Government of the United States to grant permits, leases, easements, or rights-of-way."

The Bureau of the Budget has advised that there is no objection to the submission of this report.

Sincerely,

WILLIAM P. ROGERS,  
*Deputy Attorney General.*

The amendment proposed by the Department of Justice has been adopted by the committee. The committee also amended H. R. 1254 to reduce the period of grant from 50 to 30 years, and to exclude national parks and monuments from the provisions of the bill.

Enactment of H. R. 1254 as amended is recommended by the Committee on Interior and Insular Affairs.



# Union Calendar No. 773

83D CONGRESS  
2D SESSION

# H. R. 1254

[Report No. 2243]

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 1953

Mr. ENGLE introduced the following bill; which was referred to the Committee on Interior and Insular Affairs

JULY 14, 1954

Reported with amendments, committed to the Committee of the Whole House  
~~✓~~ on the State of the Union, and ordered to be printed

[Omit the part struck through and insert the part printed in italic]

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## A BILL

To provide authorization for certain uses of public lands.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the head of any department or agency of the Govern-  
4       ment of the United States having jurisdiction over public  
5       lands, national forests, and reservations of the ~~United States~~  
6       *United States, excepting national parks and mounments,* is  
7       hereby authorized to grant permits, leases, or easements for a  
8       period of not to exceed ~~fifty~~ *thirty* years from the date of any  
9       such permit, lease, or easement to States, counties, cities,  
10      towns, townships, municipal corporations, or other public

1 agencies for the purpose of constructing and maintaining on  
2 such lands public buildings or other public works. In the  
3 event such lands cease to be used for the purpose for which  
4 such permit, lease, or easement was granted, the same shall  
5 thereupon terminate.

6       *SEC. 2. The authority conferred by this Act shall be in*  
7 *addition to, and not in derogation of any authority hereto-*  
8 *fore conferred upon the head of any department or agency*  
9 *of the Government of the United States to grant permits,*  
10 *leases, easements, or rights-of-way.*



83<sup>rd</sup> CONGRESS  
2d SESSION

# H. R. 1254

[Report No. 2243]

## A BILL

To provide authorization for certain uses of  
public lands.

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By Mr. ENGLE

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JANUARY 7, 1953

Referred to the Committee on Interior and Insular  
Affairs

JULY 14, 1954

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed





# Digest of CONGRESSIONAL PROCEEDINGS

## OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE  
(For Department Staff Only)

Issued August 4, 1954  
For actions of August 3, 1954  
83rd-2nd, No. 148

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**HIGHLIGHTS:** House passed bills to: Cooperate with Mexico and Canada on insect and plant-disease control, authorize long-term leases for forest lands, permit CCC corn sales at lower prices, provide group life insurance for Federal employees, authorize Interior to make loans for reclamation projects. House concurred in Senate corrections of water-facilities loans bill. Reps. Hope and McCormack discussed bill to extend Commodity Exchange Act to coffee. Rep. Patman urged Government aid for family-size farms. Senate passed mutual security bill. Senate debated supplemental appropriation bill, agreeing to committee amendments and further increase in FWA loans. Senate confirmed Butz nomination to CCC Board. Senate committee ordered reported Mexican boundary fence bill. Sen. Knowland announced that debate will begin today on farm program bill.

### HOUSE

1. **WATER-FACILITIES LOANS.** Agreed to the Senate corrections of S. 3137, to amend the Water Facilities Act (pp. 12415-6). This bill will now be sent to the President.
2. **CCC GRAIN.** Passed as reported H. J. Res. 563, to authorize CCC, until Mar. 1, 1955, to sell at the point of storage any feed grain owned by the Corporation at 10% above the current support price for the commodity (p. 12442). The Agriculture Committee reported the measure with amendment earlier in the day (H. Rept. 2609) (p. 12455).
3. **RECLAMATION LOANS.** Passed as reported H. R. 5301, under which State and local public agencies could plan, construct, and operate projects costing not over \$5 million and receive substantially the same benefits as they would receive if the projects were being constructed as Federal reclamation projects. The bill authorizes the Interior Department to make loans for that portion of a project which would be reimbursable if it were being constructed as a Federal project, and grants for that portion of the project which would be nonreimbursable if it were being constructed as a Federal project. (pp. 12438-40.)
4. **INSECTS; PLANT DISEASES.** Passed without amendment S. 3697, to authorize

cooperation with Canada or Mexico, or local authorities in those countries, in the control of incipient or emergency outbreaks of insect pests and plant diseases (p. 12383). This bill will now be sent to the President.

5. FORESTRY. Passed as reported H. R. 1254, which authorizes the issuance by Federal agencies of permits, leases, or easements to States or local governments for periods not to exceed 30 years, on lands within their respective jurisdictions (p. 12382).
6. WATER RESOURCES. Passed as reported H. R. 2843, to authorize the Interior Department to investigate and report to Congress on the conservation, development, and utilization of water resources in Hawaii (p. 12381).
7. TRANSPORTATION. Passed without amendment H. R. 6310, to exempt from CAB regulations the transportation of livestock, fish, floricultural, and horticultural commodities (p. 12384).
8. WATER COMPACT. Passed without amendment S. 3699, approving an interstate compact regarding Sabine River waters (p. 12388). This bill will now be sent to the President.
9. PERSONNEL. Passed without amendment S. 3681, authorizing the Civil Service Commission to make available group life insurance for Federal employees (pp. 12421-7). This bill will now be sent to the President. For its provisions see Digest 126.

Passed as reported H. R. 7785, to make permanent the increases in regular annuities under the Civil Service Retirement Act which were granted by Public Law 555, 82nd Cong., and extend such increases to additional annuities purchased by voluntary contributions (p. 12392).

Passed as reported H. R. 9909, to prohibit payment of annuities, under the Civil Service Retirement Act, to Federal officers and employees convicted of certain crimes (pp. 12412-4).

Passed without amendment H. R. 5718, to limit to 6 years the period for collection by the Government of compensation received by officers and employees in violation of the dual compensation laws (p. 12393).
10. RECLAMATION. Passed without amendment H. R. 9981, to provide for construction of distribution systems on authorized Federal reclamation projects by irrigation districts and other public agencies (pp. 12440-1).

The Interior and Insular Affairs Committee ordered reported S. 118, authorizing the Washita River Basin project, Okla. (p. D938).
11. TRANSPORTATION; TRAVEL. The Interstate and Foreign Commerce Committee ordered reported S. 906, to establish the finality of contracts between the Government and common carriers of passengers and freight subject to the Interstate Commerce Act (p. D938).
12. FLAMMABLE FABRICS. The Interstate and Foreign Commerce Committee ordered reported S. 3379, to exempt from the Flammable Fabrics Act certain fabrics which are not highly flammable (p. D938).
13. LAND TRANSFER. Passed as reported H. J. Res. 550, to permit Federal release of reversionary rights of certain property (formerly FHA) for school purposes in Kern County, Calif. (p. 12394).
14. FAMILY-SIZE FARMS. Rep. Patman recommended that Government programs be

Mr. BYRNES of Wisconsin. Mr. Speaker, I ask unanimous consent that this bill be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Wisconsin?

There was no objection.

#### AMENDING VETERANS' REGULATIONS

The Clerk called the bill (H. R. 7712) to amend the veterans regulations to provide an increased statutory rate of compensation for veterans suffering the loss or loss of use of an eye in combination with the loss or loss of use of a limb.

The SPEAKER. Is there objection to the present consideration of the bill?

Mr. BYRNES of Wisconsin. Mr. Speaker, I ask unanimous consent that this bill be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Wisconsin?

There was no objection.

#### AMENDING VETERANS' REGULATIONS TO PROVIDE ADDITIONAL COMPENSATION FOR LOSS OR USE OF BOTH BUTTOCKS

The Clerk called the bill (H. R. 7851) to amend the veterans' regulations to provide additional compensation for veterans having the service-incurred disability of loss or loss of use of both buttocks.

The SPEAKER. Is there objection to the present consideration of the bill?

Mr. FORD. Mr. Speaker, I ask unanimous consent that this bill be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Michigan?

There was no objection.

#### INCREASED PENSIONS FOR MEDAL OF HONOR HOLDERS

The Clerk called the bill (H. R. 8900) to increase the rate of special pension payable to certain persons awarded the the Medal of Honor.

The SPEAKER. Is there objection to the present consideration of the bill?

Mr. FORD. Mr. Speaker, I ask unanimous consent that this bill be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Michigan?

There was no objection.

#### EXTENSION OF TIME FOR INITIATING TRAINING UNDER PUBLIC LAW 550—KOREAN GI BILL OF RIGHTS

The Clerk called the bill (H. R. 9395) to amend the laws granting education and training benefits to certain veterans to extend the period during which such benefits may be offered.

The SPEAKER. Is there objection to the present consideration of the bill?

Mr. FORD. Reserving the right to object, Mr. Speaker, is that not the bill

that was approved under suspension, or a bill similar to it?

Mrs. ROGERS of Massachusetts. It was approved.

Mr. FORD. I am informed by the gentlewoman from Massachusetts that a substitute was approved last week, and I therefore ask unanimous consent that this bill be stricken from the calendar and laid on the table.

The SPEAKER. Is there objection to the request of the gentleman from Michigan?

There was no objection.

#### PROVIDING FOR MORE EFFECTIVE EXTENSION WORK AMONG INDIAN TRIBES AND MEMBERS THEREOF

The Clerk called the bill (S. 3385) to provide for more effective extension work among Indian tribes and members thereof, and for other purposes.

The SPEAKER. Is there objection to the present consideration of the bill?

Mr. MILLER of Nebraska. Mr. Speaker, this bill will be called up under suspension of the rules today.

The SPEAKER. Well, it may be possible to pass it now.

Is there objection?

Mr. MARSHALL. Mr. Speaker, I object.

#### AUTHORIZING SECRETARY OF INTERIOR TO INVESTIGATE REPORT TO CONGRESS ON CONSERVATION, DEVELOPMENT, AND UTILIZATION OF WATER RESOURCES OF HAWAII

The Clerk called the bill (H. R. 2843) to authorize the Secretary of the Interior to investigate and report to the Congress on the conservation, development, and utilization of the water resources of Hawaii.

There being no objection, the Clerk read the bill, as follows:

*Be it enacted, etc.*, That, for the purpose of encouraging and promoting the development of Hawaii, the Secretary of the Interior (hereinafter referred to as the "Secretary") is authorized to make continuing investigations relating to the conservation, development, and utilization of the water resources of Hawaii and to report thereon with appropriate recommendations, from time to time, to the President and the Congress.

SEC. 2. Prior to the transmission of any such report on a project to the Congress, the Secretary shall transmit copies thereof for information and comment to the Governor of Hawaii, or to such representative as may be named by him, and to the heads of interested Federal departments and agencies. The written views and recommendations of the aforementioned officials may be submitted to the Secretary within 90 days from the day of receipt of said proposed report. The Secretary may thereafter transmit to the Congress, with such comments and recommendations as he deems appropriate, his report, together with copies of the views and recommendations received from the aforementioned officials. The letter of transmittal and its attachments shall be printed as a House or Senate document.

SEC. 3. There are hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, such sums as may be necessary to carry out the provisions of this act.

With the following committee amendments:

On page 1, strike out all of line 3, down through and including all of line 9, and insert "That, for the purpose of encouraging and promoting the development of the Waimanalo, Oahu; Waimea, Island of Hawaii; and Molokai projects, Territory of Hawaii, the Secretary of the Interior (hereinafter referred to as the 'Secretary') is authorized to make an investigation relating to the conservation, development, and utilization of the irrigation and reclamation resources of the Waimanalo, Oahu; Waimea, Island of Hawaii; and Molokai projects, Territory of Hawaii, and to report thereon, with appropriate recommendations to the President and the Congress."

Page 2, line 25, strike out section 3.

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed.

The title was amended so as to read: "A bill to authorize the Secretary of the Interior to investigate and report to the Congress on the conservation, development, and utilization of the irrigation and reclamation resources of the Waimanalo, Oahu; Waimea, Island of Hawaii; and Molokai projects, Territory of Hawaii."

A motion to reconsider was laid on the table.

#### SAFEGUARDING THE RIGHTS OF CERTAIN LANDOWNERS IN WISCONSIN

The Clerk called the bill (H. R. 8006) to safeguard the rights of certain landowners in Wisconsin whose title to property has been brought into question by reason of errors in the original survey and grant.

The SPEAKER. Is there objection to the present consideration of the bill?

[Mr. FORD addressed the House. His remarks will appear hereafter in the Appendix.]

The SPEAKER. Is there objection to the present consideration of the bill?

There being no objection, the Clerk read the bill, as follows:

*Be it enacted, etc.*, That any person who claims ownership of real property abutting on a lake located within the State of Wisconsin, where the original grant of such property by the United States showed that title was conveyed to the actual shoreline, shall be held and considered for all purposes to own such property to such shoreline, notwithstanding any errors which may have been made in the original survey and grant; and no officer or agency of the United States shall have authority to take such property (or any part thereof) as public lands, or to make any survey or resurvey of such property for the purpose of declaring any part of such property to be public lands, unless actual fraud or gross error amounting to fraud in the original survey shall have been first established by a court of competent jurisdiction in an action brought by the United States for the express purpose of voiding the original survey, but all such claims or surveys or resurveys of any real property in Wisconsin shall be made by officers or agencies of the United States within 3 years from the date of the passage of this act and after the expiration of said 3-year period no actions for the recovery of any land in Wisconsin pursuant to the authority granted in

this act shall be maintained by any officer or agency of the United States or the United States Government.

Sec. 2. (a) In any case where a person claimed ownership of real property abutting on a lake located within the State of Wisconsin, but where, prior to the date of the enactment of this act, such property (or any part thereof) was taken by the United States as public lands and sold pursuant to the act of February 27, 1925 (43 U. S. C., sec. 994), the Secretary of the Interior shall pay to such person (or, if he has since died, to his heirs) in a lump sum, upon satisfactory application made within 1 year after the date of the enactment of this act, an amount equal to (1) the price paid for such property by such person if he exercised his preference right to purchase under such act of February 27, 1925, or (2) the price paid for such property by the purchaser thereof if such person did not exercise such right.

(b) In the event that such property (or any part thereof) was taken by the United States as public lands prior to the date of the enactment of this act but has not been sold on such date, the Secretary of the Interior shall, within 3 months after such date, reconvey such property to the former owner thereof (or, if he has since died, to his heirs) without cost.

With the following committee amendments:

Strike out all after the enacting clause and insert "That, whenever it shall be shown to the satisfaction of the Secretary of the Interior that a tract of public land, lying between the meander line of an inland lake or river in Wisconsin as originally surveyed and the meander line of that lake or river as subsequently resurveyed, has been held in good faith and in peaceful, adverse possession by a person, or his predecessors in interest, who had been issued a patent, prior to January 21, 1953, for lands lying along the meander line as originally determined, the Secretary of the Interior shall cause a patent to be issued to such person for such land upon the payment of the same price per acre as that at which the land included in the original patent was purchased and upon the same terms and conditions. All persons seeking to purchase lands under this act shall make application to the Secretary within 1 year from the date of the enactment of this act, or from the date of the official filing of the plat or resurvey, whichever is later, and the Secretary of the Interior shall cause no patents to be issued for land lying between the original meander line and the resurveyed meander line until the conclusion of such periods.

"Sec. 2. Upon the filing of a plat of resurvey under section 1 of this act, the Secretary shall give such notice as he finds appropriate by newspaper publication or otherwise of the opening of the lands to purchase under this act.

"Sec. 3. Nothing in this act shall affect valid existing rights."

Mr. McCORMACK. Mr. Speaker, I move to strike out the last word in order to ask a question of the gentleman from Wisconsin. I know what the purpose of the bill is, and the very fact that I did not reserve an objection shows that I am for the bill, but I want the RECORD to clearly show what the gentleman mentioned briefly, that the people who bought the land originally thought they were buying to the water's edge.

Mr. BYRNES of Wisconsin. That is right.

Mr. McCORMACK. I think that is a very strong point of equity in their favor, and I think the RECORD should pointedly show that fact.

Mr. BYRNES of Wisconsin. If the gentleman will yield further—

Mr. McCORMACK. I yield.

Mr. BYRNES of Wisconsin. Not only did they think they were buying property up to the edge of the lake but according to the original Government survey, the original Government map, it shows that that is what they bought, because the land as described under and on the basis of the original survey of metes and bounds did show that property as abutting the lake.

Mr. McCORMACK. That is it exactly.

Mr. BYRNES of Wisconsin. So they not only thought they were buying such property but the record shows the Government was selling lake shore property to these people.

Mr. McCORMACK. I simply wanted the point stressed in the RECORD, because in reading the bill and report it impressed me very much as the most important point of justice in connection with the passage of this bill.

Mr. CUNNINGHAM. Mr. Speaker, will the gentleman yield?

Mr. McCORMACK. I yield.

Mr. CUNNINGHAM. I wish to ask the gentleman from Wisconsin if it is not true that the present owners or their predecessors have been in continuous, uninterrupted possession under color of title and claim of right.

Mr. BYRNES of Wisconsin. Yes, indeed.

The SPEAKER. The question is on the committee amendments.

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed.

The title was amended so as to read: "A bill to authorize the Secretary of the Interior to issue patents for certain lands in Wisconsin bordering upon inland lakes or rivers."

A motion to reconsider was laid on the table.

#### AUTHORIZATION FOR CERTAIN USES OF PUBLIC LANDS

The Clerk called the bill (H. R. 1254) to provide authorization for certain uses of public lands.

Mr. GAVIN. Mr. Speaker, reserving the right to object, will the gentleman from California explain the purpose of this legislation to us?

Mr. ENGLE. Mr. Speaker, the purpose of this bill is to authorize the issuance by Federal agencies of permits, leases, or easements through State or local governmental bodies for a period of not to exceed 30 years within their respective jurisdictions. This legislation is urgently needed to permit cities and their local subdivisions to secure a tenure of use of sufficient duration to justify the expenditure of funds by State and local bodies for improvements of a permanent nature.

What we are really driving at here is situations in which a city like the city of Oakland wants to go into a national forest area and set up a youth camp, a place for young people to go for a mountain vacation, such as the summer camps

sponsored by the Washington Star here in Washington.

Under present law they cannot get permits of long enough duration to justify their making the amount of expenditure necessary in permanent improvements for those purposes.

This bill applies exclusively to public agencies—none for any private groups—only public agencies, allowing them up to a 30-year lease so they can build the kind of improvements necessary to carry out those types of activities of a public interest in the national forest and on public domain lands.

We have the same problem around the lake which is to be created on the American River back of the Folsom Dam. The State park commission wants to go in there and develop public recreational facilities, but they have to have a little more time to justify the very substantial investment which is necessary.

Because this legislation requires a lease or a permit the Government agency involved can attach the conditions necessary to protect the public interest.

Mr. GAVIN. I want to thank the gentleman. We have the same conditions existing in the Allegheny National Forest in Pennsylvania.

I withdraw my reservation of objection.

The SPEAKER. Is there objection to the present consideration of the bill?

There being no objection, the Clerk read the bill, as follows:

*Be it enacted, etc.,* That the head of any department or agency of the Government of the United States having jurisdiction over public lands, national forests, and reservations of the United States is hereby authorized to grant permits, leases, or easements for a period of not to exceed 50 years from the date of any such permit, lease, or easement to States, counties, cities, towns, townships, municipal corporations, or other public agencies for the purpose of constructing and maintaining on such lands public buildings or other public works. In the event such lands cease to be used for the purpose for which such permit, lease, or easement was granted, the same shall thereupon terminate.

With the following committee amendments:

Page 1, line 5, strike the words "United States" and insert in lieu thereof the words "United States, excepting national parks and monuments."

Page 1, line 7, strike the word "fifty" and insert in lieu thereof the word "thirty."

Page 2, following line 3, add a new section 2, as follows:

"Sec. 2. The authority conferred by this act shall be in addition to, and not in derogation of any authority heretofore conferred upon the head of any department or agency of the Government of the United States to grant permits, leases, easements, or rights-of-way."

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

#### VALIDATING CERTAIN LEAVE PAYMENTS

The Clerk called the bill (S. 22) to validate certain payments for accrued





# Calendar No. 2234

83D CONGRESS  
2D SESSION

# H. R. 1254

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IN THE SENATE OF THE UNITED STATES

AUGUST 4 (legislative day, JULY 2), 1954

Read twice and ordered to be placed on the calendar

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## AN ACT

To provide authorization for certain uses of public lands.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the head of any department or agency of the Govern-  
4       ment of the United States having jurisdiction over public  
5       lands, national forests, and reservations of the United States,  
6       excepting national parks and monuments, is hereby author-  
7       ized to grant permits, leases, or easements for a period of  
8       not to exceed thirty years from the date of any such permit,  
9       lease, or easement to States, counties, cities, towns, town-  
10      ships, municipal corporations, or other public agencies for  
11      the purpose of constructing and maintaining on such lands

1 public buildings or other public works. In the event such  
2 lands cease to be used for the purpose for which such per-  
3 mit, lease, or easement was granted, the same shall there-  
4 upon terminate.

5 SEC. 2. The authority conferred by this Act shall be in  
6 addition to, and not in derogation of any authority hereto-  
7 fore conferred upon the head of any department or agency  
8 of the Government of the United States to grant permits,  
9 leases, easements, or rights-of-way.

Passed the House of Representatives August 3, 1954.

Attest:

LYLE O. SNADER,

*Clerk.*



83d CONGRESS  
2d SESSION

**H. R. 1254**

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**AN ACT**

To provide authorization for certain uses of  
public lands.

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August 4 (legislative day, July 2), 1954

Read twice and ordered to be placed on the calendar





5. NOMINATION. Confirmed the nomination of Herbert Davis Vogel to be a member of the Board of Directors of TVA (p. 13300). Sen. Morse spoke in opposition to this nomination (pp. 13412-3).
6. MEXICAN FENCE. Discussed, and placed at foot of the calendar, S. 114, authorizing appropriations for construction, operation, and maintenance of the Mexican western land boundary fence project (p. 13376).
7. FORESTRY. Discussed and passed over S. 620 and H. R. 1254, which authorize the issuance by Federal agencies of permits, leases, or easements to States or local governments for periods not to exceed 30 years, on lands within their respective jurisdictions (pp. 13403-4).
8. AGRICULTURAL INVESTIGATIONS. Agreed to S. Res. 304, to provide \$12,000 additional for the Agriculture and Forestry Committee for an investigation of various matters related to agricultural programs (S. Rept. 2450). (p. 13301).
9. EDUCATION. Passed without amendment H. R. 9888, to extend the period during which the education and training benefits of the Korean-conflict GI bill of rights may be available (p. 13356). This bill will now be sent to the President.
10. FORESTRY. Passed without amendment H. R. 6393, consenting to an interstate forest-fire protection compact among south central States (p. 13357). This bill will now be sent to the President.
11. RECLAMATION. Passed without amendment H. R. 8520, to include the Ainsworth, Lavaca Flats, Mirage Flats Extension, and O'Neill irrigation developments in the Missouri Basin project, and H. R. 8384, to authorize the Talent division of the Rogue River Basin project, Ore. (pp. 13373, 13394, 13402). These bills will now be sent to the President.
12. WATER RESOURCES. Passed without amendment H. R. 2843, authorizing the Interior Department to investigate and report to Congress on the water resources of Hawaii (p. 13396). This bill will now be sent to the President.
13. FORESTRY. Passed as reported S. 3773, to authorize reciprocal fire-protection agreements between Government departments and agencies and public or private organizations engaged in fire-fighting activities (p. 13373).
14. PERSONNEL. Passed with amendments H. R. 7774, to increase the pay of classified, postal, and other Federal employees; and then agreed to a request by Sen. Knowland that the vote be reconsidered (pp. 13334-7).
15. MEXICAN FARM LABOR. The Judiciary Committee reported with amendments S. 3660, to make the employment, and related practices, of any alien known by an employer to have entered the U. S. illegally within 3 years thereof unlawful (S. Rept. 2451), and S. 3661, to provide for the seizure and forfeiture of any vessel or vehicle used in the transportation of any alien known by the owner thereof to have entered the U. S. illegally within 3 years (S. Rept. 2452) (p. 13300).

16. COMMODITY CREDIT CORPORATION. The Agriculture and Forestry Committee reported without amendment H. R. 9756, to increase the borrowing power of CCC from \$8.5 billion to \$10 billion (S. Rept. 2470) (p. 13301).
17. EDUCATION. Passed with amendment H. R. 1797, to provide for conveyance by the Interior Department of a tract of land to the Okla. A&M College (p. 13374).
18. PERSONNEL; RETIREMENT. Passed without amendment S. 3627, to amend the Civil Service Retirement Act so as to tighten up several "loopholes" (p. 13377).
19. TRAVEL. Passed with amendment S. 3200, to amend section 3 of the Travel Expense Act of 1949, as amended, so as to increase the maximum per diem allowance for subsistence and travel by Federal employees from \$9 to \$12 (p. 13401).
20. SOIL CONSERVATION. Passed as reported S. 3774, to extend the benefits of the Watershed Protection and Flood Prevention Act to Alaska, Hawaii, Puerto Rico, and the Virgin Islands (p. 13374).
21. VIRGIN ISLANDS. Passed as reported S. 3800, to restore the USDA animal-poultry inspection authority, regarding imports into the Virgin Islands, on a modified basis (p. 13357).
22. PERSONNEL. Passed as reported S. 19, to suspend the running of the statute of limitations applicable to offenses involving performance of official duties by Government officers and employees during periods of Government service (p. 13371).
23. EDUCATION. Passed as reported S. 3629 to amend Public Law 874, 81st Cong., so as to postpone the effective date of the 3 percent "absorption" requirement of school districts in areas affected by Federal activities for 1 additional year (through June 30, 1955) (pp. 13371-2).  
Passed as reported S. 3628, to amend Public Law 815, 81st Cong., so as to extend for 3 additional years the program of Federal assistance for school construction under title III thereof (p. 13371).
24. FLAMMABLE FABRICS. Concurred in the House amendments to S. 3379, to exempt from the Flammable Fabrics Act certain fabrics which are not highly flammable (p. 13472). This bill will now be sent to the President.
25. STOCKPILING. Passed as reported S. 3585, to amend the Strategic and Critical Materials Stockpiling Act so as to provide "that any gem diamonds constituting a part of the stockpile may be exchanged for industrial diamonds of a like value" (pp. 13370-1). The committee report explains that a firm has offered to make such an exchange and has agreed to purchase wheat of the same value from the proceeds of its sale of the gem stones acquired by the exchange.
26. DEBT LIMIT. Discussed and passed over H. R. 6672, to increase the public debt limit (p. 13376).
27. PATENTS. Discussed and passed over, upon the objection of Sen. Hendrickson, H. R. 3534, to authorize the extension of patents covering inventions whose practice was prevented or curtailed during service by the patent owner in the Armed Services or by production controls (pp. 13379-80).

## BILLS PASSED OVER

The bill (H. R. 7815) to provide for the construction, operation, and maintenance of the Cougar Dam and Reservoir on the South Fork McKenzie River, Oreg., with participation for power by the city of Eugene, Oreg., was announced as next in order.

Mr. MORSE. Over.

The PRESIDING OFFICER. The bill will be passed over.

The bill (S. 880) to amend the license law of the District of Columbia was announced as next in order.

Mr. GORE. Over.

The PRESIDING OFFICER. The bill will be passed over.

The bill (S. 2601) to provide for Federal financial assistance to States and Territories in the construction of public elementary and secondary school facilities was announced as next in order.

Mr. SMATHERS. Over.

The PRESIDING OFFICER. The bill will be passed over.

**CONSTRUCTION OF THE SANTA MARIA PROJECT, SOUTHERN PACIFIC BASIN, CALIF.—BILL PLACED AT FOOT OF CALENDAR**

The bill (H. R. 2235) to authorize the Secretary of the Interior to construct the Santa Maria project, Southern Pacific Basin, Calif., was announced as next in order.

Mr. JOHNSTON of South Carolina. Over.

Mr. MORSE. Mr. President, will the Senator withhold his objection for just a moment?

Mr. JOHNSTON of South Carolina. I will withhold the objection.

Mr. MORSE. Mr. President, I objected to this bill on the previous call of the calendar. Since then I have looked into the bill, and in my judgment the objections which I raised on the last call of the calendar should be withdrawn.

I wish to read into the RECORD a letter which I have received from the director of the Oregon State Game Commission.

My objection on the last previous call of the calendar was based on the fact that the consideration I had given the bill up to that time did not lead me to believe there was a sufficient Federal interest to justify the provisions of the bill. However, this letter states as follows:

**DEAR SENATOR MORSE:** Reference is made to the so-called grasslands water bill sponsored by Congressman OAKLEY HUNTER, now before Congress.

It is my understanding that you have requested holding this bill in order that you might have an opportunity to examine the proposal.

My purpose in writing you at this time is to emphasize the importance of this legislation to the future management of the waterfowl resources of the Pacific Flyway. Because of the wide distribution and use of the waterfowl resources throughout the seven Western States and to western Canada and Alaska and the tremendous importance of providing adequate wintering areas, much of which is in California, this bill is of concern then not only to California but to the entire flyway from a waterfowl standpoint. Locally, it is important in providing essen-

tial waterfowl habitat in the San Joaquin Valley of California.

We will appreciate your favorable consideration of this legislation, bearing in mind the significance it has to the future handling of the important international waterfowl resource in this flyway.

I also understand that our Federal Wildlife Bureau is very much interested in the objectives of the bill. In view of the fact that the bill is really a conservation measure in respect to wildlife, I wonder whether the Senator from South Carolina [Mr. JOHNSTON] will, on the basis of these representations, withdraw his objection?

Mr. JOHNSTON of South Carolina. Mr. President, I ask that a decision be withheld at this time, and that the bill be placed at the foot of the calendar.

Mr. MORSE. That will be quite satisfactory to me.

The PRESIDING OFFICER. Is there objection to having the bill placed at the foot of the calendar?

Mr. KUCHEL. Mr. President, there is no objection; but I wish to ask the calendar number of the measure we are now discussing.

The PRESIDING OFFICER. It is Calendar No. 1801, House bill 2235.

Mr. KUCHEL. I wish to point out to my friend, the Senator from Oregon, that his comments would apply to Calendar No. 1802, House bill 4213.

Mr. MORSE. Let me say to my friend, the Senator from California, that that is the bill I thought we were discussing.

Mr. KUCHEL. Yes.

Mr. MORSE. It is Calendar No. 1802, House bill 4213, that I thought was being discussed; and that is the bill which I thought the Senator from South Carolina had objected to.

Let me say that I am not very often ahead of the calendar.

The PRESIDING OFFICER. The Chair will say that the Senator from Oregon is always farsighted.

Objection was heard to the consideration of Calendar No. 1801, House bill 2235. Objection having been heard, the bill will be passed over.

Mr. KUCHEL. Mr. President, I wish to be perfectly sure I understand. Does the Senator from South Carolina [Mr. JOHNSTON] object to the present consideration of Calendar No. 1801, House bill 2235?

Mr. JOHNSTON of South Carolina. Yes, Calendar No. 1801.

The PRESIDING OFFICER. The Senator from Oregon did not request that Calendar No. 1801 be placed at the foot of the calendar, did he?

Mr. MORSE. No, I was speaking of Calendar No. 1802, House bill 4213.

The PRESIDING OFFICER. So the objection made to Calendar No. 1801 stands.

Mr. JOHNSTON of South Carolina. Except, Mr. President, that I should like to have the bill go to the foot of the calendar, so we can study it further.

The PRESIDING OFFICER. Without objection, Calendar No. 1801, House bill 2235, will be placed at the foot of the calendar.

Mr. KUCHEL. I thank the Chair.

**WATER SUPPLIES FOR WATERFOWL MANAGEMENT, CENTRAL VALLEY PROJECT, CALIFORNIA**

The bill (H. R. 4213) to authorize works for development and furnishing of water supplies for waterfowl management, Central Valley project, California, was considered, ordered to a third reading, read the third time, and passed.

**AUTHORIZATION FOR CERTAIN USES OF PUBLIC LANDS**

The bill (S. 620) to provide authorization for certain uses of public lands, was announced as next in order.

The PRESIDING OFFICER. This bill is a companion measure to House bill 1254, Calendar No. 2234, which was placed at the foot of the calendar.

The question arises as to whether the Senate wishes to dispose of that bill at this time, since the companion Senate bill is before the Senate.

The Senator from Florida previously requested that the House bill be placed at the foot of the calendar. The Senate bill is identical, except for some differences in language.

Is there objection to the present consideration of the bill?

Mr. SMATHERS. Mr. President, I have no objection to having the bill considered now, if the Senator from Oregon has no objection.

Mr. MORSE. Mr. President, I wish to make a brief statement on the bill, and then to have the sponsors of the bill comment on that statement, before I reach a decision as to what my final position on the bill will be.

The PRESIDING OFFICER. Is there objection to the present consideration of the House bill, instead of Senate bill 620, in view of the fact that they are companion bills?

There being no objection, the Senate proceeded to consider the bill (H. R. 1254) to provide authorization for certain uses of public lands.

Mr. MORSE. Mr. President, this bill would authorize any department or agency of the Government of the United States having jurisdiction over public lands, national forests, and reservations in United States to grant permits, leases, or easements for a period not to exceed 50 years to States, counties, cities, towns, townships, municipal corporations, or other public agencies for purpose of constructing and maintaining on such lands public buildings or other public works.

The bill does not contain any particular payment provisions. The bill simply states "under such reasonable terms and conditions as such head may determine."

In a letter dated April 16, 1954, the Bureau of the Budget stated:

It is noted that the bill requires no monetary consideration for the privileges to be granted. While many existing statutes require no consideration, it would seem appropriate for the recipient of the grant to pay to the United States an amount commensurate with the value received. Such payment should be based on periodic appraisal of values during the term of the lease, permit, or easement.

That is the position of the Bureau of the Budget.

The Bureau of the Budget also stated, in the same letter, that there may be some question as to the meaning of the term "reservation."

Apparently the purpose of the bill is to assure a tenure of use of sufficient duration to warrant expenditure of funds by States or other non-Federal agencies for substantial improvements of a permanent nature on lands.

Mr. President, grants of permits, leases, or easements on Federal lands are grants of estates in land. Even if used for public purposes, States or subdivisions should pay a reasonable value for such estates.

The language "reasonable terms and conditions," as determined by the head of an agency, does not seem to amount to very much of a standard for payment, in my judgment. Unless I can be satisfied regarding the point I am raising, I shall either ask to have the bill placed at the foot of the calendar, or that it go over.

The PRESIDING OFFICER. Does the Senator from Oregon request that the bill be placed at the foot of the calendar?

Mr. MORSE. I wish to provide an opportunity for the Senator from California or any other Senator to comment on the observation on the part of the Bureau of the Budget, because it is the heart of what will be my objection.

Mr. KUCHEL. Mr. President, I prefer that the bill go over. But I wish to ask the Chair the calendar number of the corresponding House bill to which the Chair has referred.

The PRESIDING OFFICER. It is Calendar 2234, House bill 1254.

Mr. KUCHEL. Mr. President, do I correctly understand that the request of the junior Senator from Oregon is that the bill go to the foot of the calendar?

Mr. MORSE. I am perfectly willing to have that done.

Mr. KUCHEL. Very well.

The PRESIDING OFFICER. Without objection, House bill 1254, Calendar 2234, will be placed at the foot of the calendar.

#### LANDS IN THE OWL CREEK UNIT OF THE MISSOURI BASIN PROJECT

The bill (H. R. 4721) to provide that the excess-land provisions of the Federal reclamation laws shall not apply to lands in the Owl Creek unit of the Missouri Basin project was announced as next in order.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

Mr. MORSE. Mr. President, I do not object now, although I may object.

I should like to have the Senator from Wyoming [Mr. BARRETT] give an explanation of the bill, with particular reference to the comment he made to me in private, with regard to the bill's involving, not public lands, but private lands.

Mr. BARRETT. Mr. President, this bill involves the Owl Creek project in Wyoming. It is one of the units of the Missouri Basin project.

Part of the project is an old irrigation district, and the land has been irrigated for a good many years, using the water from Owl Creek.

When the Lucerne Dam was constructed, about 4 years ago, it was provided that the project could be expanded to include approximately 18,000 acres of the lands in the upper reaches of Owl Creek, which were to use the water that is dedicated to the old project along the Big Horn River. The lower end of the project was to obtain water by pumping it out of the river, from the water storage at Lucerne Dam.

All these lands are privately owned. The growing season in that area is approximately 88 days a year. The land is suitable, almost exclusively, for the purpose of raising supplementary feed for livestock, for the winter.

The owners of the lands could not afford to dispose of all but 160 acres, because it would be uneconomical and unprofitable to operate their holdings on that basis. For that reason they have objected to the construction of the project, because of the limitation of 160 acres of land. It is provided in the bill that the limitation shall be increased to 300 acres.

Mr. MORSE. Am I correct in my understanding that what we are dealing with here is a body of land which is now under private title, but upon which the owners want to get some water from another reservoir, really in exchange for water which they now have the right to take, but they have no land available to that water?

Mr. BARRETT. The Senator is correct. There are two parts to the project. The lower end of the project intends to trade the water it is entitled to from Owl Creek, provided it can obtain adequate water from the Big Horn River by pumping it out.

Mr. MORSE. Am I correct in my understanding that this bill does not involve a case in which the Federal Government is in anyway making available to them public lands in excess of the 160-acre limitation?

Mr. BARRETT. That is correct.

Mr. MORSE. Am I correct further in my understanding that this bill could in no way be considered a precedent for the modification of the 160-acre limitation with respect to public lands?

Mr. BARRETT. I am quite sure that the Senator is entirely correct.

Mr. MORSE. I have no objection.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

There being no objection, the bill (H. R. 4721) to provide that the excess-land provisions of the Federal reclamation laws shall not apply to lands in the Owl Creek unit of the Missouri Basin project was considered, ordered to a third reading, read the third time, and passed.

#### BILL PASSED OVER

The bill (H. R. 9709) to extend and improve the unemployment-compensation program was announced as next in order.

Mr. GORE. Over.

The PRESIDING OFFICER. The bill will be passed over.

#### EXTENSION OF TIME FOR ENTERING INTO AMENDATORY REPAYMENT CONTRACTS—BILL PASSED TO FOOT OF CALENDAR

The bill (H. R. 8027) to amend the act of March 6, 1952 (66 Stat. 16) to extend the time during which the Secretary of the Interior may enter into amendatory-repayment contracts under the Federal reclamation laws, and for other purposes, was announced as next in order.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

Mr. HENDRICKSON. By request, over.

Mr. ANDERSON. Mr. President, was objection made?

The PRESIDING OFFICER. Objection is heard.

Mr. ANDERSON. The Senator from New Jersey must realize that a great many of the small irrigation districts now have problems. Because of the drought in the Western States many small irrigation projects need this power more than they have ever needed it in the history of the country. I believe this bill is a perfectly fine bill.

The able chairman of the subcommittee [Mr. BURKE] is not in the Chamber now, but I think I can assure the Senator from New Jersey that these projects are in more trouble now because of the drought than they have even been in before.

The bill would merely give the Secretary of the Interior an extension of several years of the right to negotiate amendatory contracts. I am sure the Senator from Wyoming [Mr. BARRETT] or the Senator from Texas [Mr. DANIEL] can give substantiating information.

Mr. HENDRICKSON. Mr. President, I am sure that what the distinguished Senator has said is all true. I am not objecting on my own account. I am in favor of the bill. I am objecting on behalf of a Senator who is absent. I am unable to reach him.

I ask unanimous consent that the bill be included in the next call of the calendar.

Mr. BARRETT. Mr. President, can the Senator assure us that there will be another call of the calendar?

Mr. HENDRICKSON. I can only say that I heard the distinguished majority leader say that there would be another call of the calendar.

Mr. MORSE. Let me say facetiously to my friend from Wyoming that I think I can give him reasonable assurance.

Mr. ANDERSON. I remind the Senator from New Jersey that every time one of these contracts is renegotiated it has to be submitted to the floor of the Congress.

Mr. HENDRICKSON. I ask the distinguished Senator what choice I have in the matter.

Mr. ANDERSON. I am sorry.





# Digest of CONGRESSIONAL PROCEEDINGS

## OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE  
(For Department Staff Only)

Issued August 19, 1954  
For actions of August 18, 1954  
83rd-2nd, No. 161

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**HIGHLIGHTS:** Senate passed bill to increase CCC borrowing power, and House concurred in amendment re mangoes imports. Senate agreed to conference report on supplemental appropriation bill and acted on amendments in disagreement. Senators criticized drought-relief administration. Senate debated Federal pay raise. Senate passed plant patenting bill. Senate passed bill permitting long-term leases of forest lands. Senate committee reported bill to codify food-drug laws. House agreed to conference report on fringe-benefits personnel bill. House concurred in Senate amendments to flood control bill. House concurred in Senate amendments to unemployment compensation bill. Reps. Whitten and Burdick criticized farm program bill. Rep. Hoepf inserted President's statement when signing water facilities bill. Sen. Fulbright inserted Democratic Digest article on farm program. Conferees agreed to file report on foreign-aid appropriation bill. Rep. Brown (Ga.) urged drought relief for Ga. Rep. Polk criticized agricultural advisory committees.

### SENATE

1. COMMODITY CREDIT CORPORATION. Passed H. R. 9756, to increase the borrowing power of CCC from \$8½ billion to \$10 billion, with an amendment by Sen. Holland to add mangoes to the provision in the farm program bill which would require that certain imported fruits and vegetables comply with the standards of domestic marketing orders (pp. 14208-9). The House concurred in the amendment (p. 14179). This bill will now be sent to the President.
2. SUPPLEMENTAL APPROPRIATION BILL, 1955. Agreed to the conference report on this bill, H. R. 9936. Concurred in the House amendments, to Senate amendments, mentioned in Digest 160. Sen. Kefauver criticized plans to move headquarters of the Civil Defense Administration to Mich. (pp. 14213-23.) This bill will now be sent to the President.

2

3. PATENTS. Passed without amendment H. R. 5420, providing that a patent may be obtained on cultivated sports, mutants, hybrids, and newly found seedling plants. (p. 14229). This bill will now be sent to the President.  
Discussed and, on objection of Sen. Gore, passed over H. R. 3534, to authorize extension of patents covering inventions whose practice was prevented or curtailed during certain emergency periods (pp. 14255-6).

4. FORESTRY. Passed with amendment H. R. 1254, to permit 30-year leases of national forest and certain other Federal lands for public purposes (pp. 14227-8).

5. TRAVEL; TRANSPORTATION. Passed without amendment H. R. 179, which authorizes pay of travel expenses of certain civilian employees stationed outside continental U. S. and their immediate families in connection with taking periodic leaves of absence in the U. S., authorizes return of the immediate families and household goods of employees prior to the return of the employees under certain circumstances, etc. (p. 14229). This bill will now be sent to the President.

6. PERSONNEL. Passed without amendment H. R. 7785, to amend the Civil Service Retirement Act so as to make permanent the increases in regular annuities provided by the act of 1952, and to extend such increases to additional annuities purchased by voluntary contributions (p. 14247). This bill will now be sent to the President.  
Concurred in a House amendment to S. 3627, to amend the Civil Service Retirement Act so as to require an employee to complete 1 year of creditable civilian service subject to the Act within the 2-year period preceding separation in order to establish title to his annuity from the civil service retirement and disability fund (p. 14306). This bill will now be sent to the President.  
During debate on H. R. 2235, a reclamation bill, Sen. Johnston offered an amendment/the committee substitute for H. R. 7774 (the incentive-awards bill), which would grant a 5% Federal pay raise. The Johnston amendment was rejected, 47 to 30. (pp. 14292-8.)  
During calendar call, discussed the committee provisions (as amendments to H. R. 7774) for a Federal pay raise and the Knowland amendments (which were printed in the Record) to provide a 3½% pay raise for classified employees and increases in postal rates. No action was taken on the amendments, but it was indicated that they would be formally considered later. (pp. 14230-1, 14249-55.)  
The Post Office and Civil Service Committee reported without amendment H. R. 1553, to amend the Civil Service Retirement Act so as to provide for the inclusion in the computation of accredited service of certain periods of service rendered to States or instrumentalities of States (S. Rept. 2494) (p. 14201).  
The Committee also reported S. Con. Res. 105, "to express the sense of the Congress on excusing Government employees from work on the afternoon of August 31, 1954, to attend the parade of the American Legion in the District of Columbia" (S. Rept. 2495) (p. 14201).

7. LAW REVISION. The Judiciary Committee reported with amendments bills to codify titles of the U. S. Code and enact them into positive law, as follows: H. R. 9728, title 21, regarding food, drugs, and animal-plant diseases (S. Rept. 2496); H. R. 9729, title 13, "Census" (S. Rept. 2497); and H. R. 9730, corrections of various obsolete references (S. Rept. 2498) (p. 14201).

8. DROUGHT RELIEF. Various Senators criticized USDA administration of the drought-relief program (pp. 14266-70, 14277-82).

9. FARM LABOR. Passed without amendment S. 3813, to permit immigration of certain

advice of the Department of Health, Education, and Welfare.

While our committee is making an overall survey in connection with another bill with regard to the school needs of this country, we felt that it was imperative this year for us to meet the immediate emergency needs. This 2-year bill was therefore first reported from the subcommittee to our full committee, and then considered at length by the full committee. The formula was worked out, and we unanimously reported the bill to the calendar.

I am very hopeful that the desire of the Senator from Kentucky, who has been doing a yeoman's job in this connection, can be achieved, and that the bill can be debated and passed before Congress adjourns. It is a very important bill.

Mr. RUSSELL. Mr. President, I am somewhat familiar with the history of legislation of this type. I have considerable sympathy with the objectives of this bill.

Let me say that my position with regard to the bill is not an individual position. I think I can say with sincerity that my views coincide with the views of several Members of the Senate, when I suggest that this bill should not be passed on the call of the calendar. It involves many very complex questions. I am amazed to hear that the bill is brought here today as an emergency bill, which we should do something about immediately.

As I understand, the Committee on Education and Labor in the House of Representatives has not reported any companion bill. We all know well enough that even if the authorization were passed, another supplemental appropriation bill would have to be passed before the matter could be dealt with as an emergency. If there is any intention whatever of Congress adjourning at any time in the foreseeable future, it would be impossible to take any final action at this session of Congress.

We might go out and campaign by saying that we voted for the bill, but as a practical matter, to deal with this as an emergency, we would have to wait until we had received an estimate from the Bureau of the Budget, and another appropriation bill would be necessary before we could benefit one single, solitary school district in the United States.

A bill of this importance, Mr. President, would, as I understand, require a still further increase in the public debt of around a half billion dollars, because we would have to borrow the money to do this. Even if we kept the Congress here for several weeks, in order to pass the authorization and get the budget estimates and pass the appropriation bill, this is too serious a matter to be considered in this way. I do not think the bill should pass on the call of the calendar. Therefore, not only for myself, but for other Senators, I interpose an objection to further consideration.

The PRESIDING OFFICER. Objection is heard. The bill will be passed over.

The bill (H. R. 2235) to authorize the Secretary of the Interior to construct the Santa Maria project, Southern Pacific Basin, Calif., was announced as next in order.

Mr. MORSE. Over.

The PRESIDING OFFICER. The bill will be passed over.

#### AUTHORIZATION FOR CERTAIN USES OF PUBLIC LANDS

The Senate proceeded to consider the bill (S. 620) to provide authorization for certain uses of public lands, which had been reported from the Committee on Interior and Insular Affairs with amendments, on page 1, line 6, after the word "authorized", to insert "under such reasonable terms and conditions as such head may determine"; and on page 2, after line 4, to insert:

SEC. 2. The authority conferred by this act shall be in addition to, and not in derogation of, any authority heretofore conferred upon the head of any department or agency of the Government of the United States to grant permits, leases, easements, or rights-of-way.

So as to make the bill read:

*Be it enacted, etc.*, That the head of any department or agency of the Government of the United States having jurisdiction over public lands, national forests, and reservations of the United States is hereby authorized, under such reasonable terms and conditions as such head may determine, to grant permits, leases, or easements for a period not to exceed 50 years from the date of any such permit, lease, or easement to States, counties, cities, towns, townships, municipal corporations, or other public agencies for the purpose of constructing and maintaining on such lands public buildings or other public works. In the event such lands cease to be used for the purpose for which such permit, lease, or easement was granted, the same shall thereupon terminate.

SEC. 2. The authority conferred by this act shall be in addition to, and not in derogation of, any authority heretofore conferred upon the head of any department or agency of the Government of the United States to grant permits, leases, easements, or rights-of-way.

Mr. KUCHEL. Mr. President, I have two proposed amendments to Senate bill 620 to offer at this time. The first one proposes, on the first page, beginning with line 5, to strike out all through the word "easements" in line 8, and insert certain language in lieu thereof.

I call particular attention to the following language in my amendment: to be fixed by such head of such department or agency through appraisal.

The second amendment proposes to strike out the word "fifty" on the first page, line 8, and insert in lieu thereof "thirty." That refers to the number of years which the bill presently providing a leasehold may extend. In lieu of 50 years my amendment provides a maximum of 30 years. I have discussed the bill and the proposed two amendments with the Senator from Oregon. I have been advised there is no objection to them.

The PRESIDING OFFICER. The Chair will advise the Senate that there is a companion bill to the pending bill, Calendar No. 2234, House bill 1254, to

provide authorization for certain uses of public lands. It differs in language from the Senate bill.

Mr. KUCHEL. I had assumed that the parliamentary procedure would be that if the two amendments which I have offered to the Senate bill were agreed to, and there was no other objection to the bill, I would move to substitute the language of the Senate bill for the House bill.

Mr. CHAVEZ. Mr. President, will the Senator yield?

The PRESIDING OFFICER. The question is on agreeing to the committee amendments.

Mr. MORSE. Mr. President, I wish to ask a question, but not on the committee amendments.

The amendments were agreed to.

The PRESIDING OFFICER. The clerk will state the first amendment proposed by the Senator from California.

The CHIEF CLERK. On the first page, beginning with line 5, it is proposed to strike out all through "easements" in line 8 and insert in lieu thereof the following: "lands and national forests except national parks and monuments of the United States is hereby authorized to grant permits, leases, or easements, in return for the payment of a price representing the fair market value of such permit, lease, or easement, to be fixed by such head of such department or agency through appraisal."

Mr. MORSE. Mr. President, I heartily support the amendment. I wish to express my very deep appreciation to the Senator from California, not only for his extreme fairness in regard to this matter, but for the fact that he went into it himself and conferred with the Bureau of the Budget. He did not raise any criticism about the action of the Bureau of the Budget. I say to the Senator from California that I am glad we were able to get together on the amendment.

Mr. KUCHEL. I thank the Senator for his compliment.

Mr. CHAVEZ. Mr. President, will the Senator yield?

Mr. KUCHEL. I yield to the Senator from New Mexico.

Mr. CHAVEZ. I believe I understand the project involved as well as any other Senator, but I should like to ask the Senator from California, so far as this particular project is concerned, whether the water reserves for Pendleton Field, which belongs to the Marine Corps, are protected. The Santa Maria furnishes the water for Pendleton Field, the Marine Corps field.

Mr. KUCHEL. Mr. President, I cannot think of a case in which this bill would apply to the Marine Corps reservation. The attorney general of the State of California has rendered an opinion that in the absence of a valid lease flowing to the State from the Federal Government, the State government cannot make any expenditures of public funds with respect to any area in which it and the Federal Government are parties.

Mr. CHAVEZ. Mr. President, I apologize to the Senator from California; I had in mind the Santa Margarita, instead of the Santa Maria.

Mr. KUCHEL. Yes.

The PRESIDING OFFICER. The question is on agreeing to the amendment of the Senator from California [Mr. KUCHEL], on page 1, beginning in line 5.

The amendment was agreed to.

The PRESIDING OFFICER. The next amendment submitted by the Senator from California will be stated.

The CHIEF CLERK. On page 1, in line 8, it is proposed to strike out "fifty" and insert in lieu thereof "thirty."

The amendment was agreed to.

Mr. KUCHEL. Mr. President, a parliamentary inquiry.

The PRESIDING OFFICER. The Senator from California will state it.

Mr. KUCHEL. At what point will a motion be in order to consider the companion House bill?

The PRESIDING OFFICER. Such a motion is in order at this time.

Mr. KUCHEL. Mr. President, I now move that the Senate proceed to the consideration of Calendar 2234, House bill 1254.

The PRESIDING OFFICER. The question is on agreeing to the motion of the Senator from California.

The motion was agreed to; and the Senate proceeded to consider the bill (H. R. 1254) to provide authorization for certain uses of public lands.

Mr. KUCHEL. Mr. President, I now ask unanimous consent that all after the enacting clause of House bill 1254 be stricken out, and that there be inserted, in lieu thereof, the text of Senate bill 620, as amended.

The PRESIDING OFFICER. Is there objection? Without objection, the amendment is agreed to.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill (H. R. 1254) was read the third time and passed.

The PRESIDING OFFICER. Without objection, Senate bill 620 is indefinitely postponed.

#### BILLS PASSED OVER

The bill (S. 3114) to improve the public health by encouraging more extensive use of the voluntary-prepayment method in the provision of personal-health services was announced as next in order.

Mr. KNOWLAND. Over.

The PRESIDING OFFICER. The bill will be passed over.

The bill (S. 904) to standardize rates on household goods shipped by the United States Government for its employees was announced as next in order.

Mr. GORE. Over.

The PRESIDING OFFICER. The bill will be passed over.

The bill (S. 3219) to amend certain provisions of title XI of the Merchant Marine Act, 1936, to facilitate private financing of new ship construction was announced as next in order.

Mr. SMATHERS. Over.

The PRESIDING OFFICER. The bill will be passed over.

The bill (H. R. 3300) to authorize the State of Illinois and the Sanitary District of Chicago under the direction of

the Secretary of the Army to help control the lake level of Lake Michigan by diverting water from Lake Michigan into the Illinois Waterway, was announced as next in order.

Mr. GORE. Over.

Mr. HENDRICKSON. By request, I ask that this bill go over.

The PRESIDING OFFICER. The bill will be passed over.

#### BILL INDEFINITELY POSTPONED

The bill (S. 2317) authorizing the modification of the existing project for navigation on the Delaware River, Pa., N. J., and Del., was announced as next in order.

Mr. HENDRICKSON. Mr. President, this bill should be indefinitely postponed. The project contemplated was taken care of in the public works bill passed yesterday.

The PRESIDING OFFICER. Does the Senator from New Jersey ask that the bill be indefinitely postponed?

Mr. HENDRICKSON. I make that request.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### RADU FLORESCU AND NICOLE ELIZABETH MICHEL FLORESCU

The bill (H. R. 4813) for the relief of Radu Florescu and Nicole Elizabeth Michel Florescu was considered, ordered to a third reading, read the third time, and passed.

#### CLAIM OF THE GEO. D. EMERY CO.—RESOLUTION INDEFINITELY POSTPONED

The resolution (S. Res. 285) to refer S. 3730, a private bill to the court of claims for a report, was announced as next in order.

Mr. HENDRICKSON. Mr. President, this matter should be handled by means of a bill, in my opinion, instead of a resolution. I ask unanimous consent that the Committee on the Judiciary be discharged from the further consideration of Senate bill 3730, a bill for the relief of the Geo. D. Emery Co.

The PRESIDING OFFICER. Is there objection? The Chair hears none, and it is so ordered.

Mr. HENDRICKSON. Mr. President, I now ask that the Senate proceed to the consideration of Senate bill 3730.

There being no objection, the Senate proceeded to the consideration of the bill (S. 3730) for the relief of the Geo. D. Emery Co., which was read, as follows:

*Be it enacted, etc., That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the Geo. D. Emery Co., of New York, N. Y., the sum of \$250,000. The payment of such sum shall be in full settlement of all claims of the said Geo. D. Emery Co. against the United States for reimbursement and compensation due for services performed between 1950 and 1953, in cooperation with the Reconstruction Finance Corporation and other Government agencies in connection with a project to establish for the Government an 8,000-acre abaca plantation in Ecuador: Provided, That no part of the amount appropriated in this act in ex-*

cess of 10 percent thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Mr. HENDRICKSON. Mr. President, I move that all after the enacting clause be stricken out and that there be inserted the amendment which I send to the desk.

The PRESIDING OFFICER. The clerk will state the amendment.

The LEGISLATIVE CLERK. It is proposed to strike out all after the enacting clause and to insert the following:

That jurisdiction is hereby conferred upon the Court of Claims, notwithstanding any statute of limitations or any lapse of time, to hear, determine, and render judgment upon the claim of the George D. Emery Co., of New York, N. Y., for expenses it has incurred and for services it has performed allegedly at the instance of and on behalf of the Government in connection with a project to establish for the Government an 8,000-acre abaca plantation in Ecuador between September 1950 and February 1953: Provided, That suit on such claim shall be brought within 6 months from the date of the enactment of this act.

The amendment was agreed to.

The PRESIDING OFFICER. The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed for a third reading, was read the third time, and passed.

Mr. HENDRICKSON. Mr. President, I ask that Senate Resolution 285 be indefinitely postponed.

The PRESIDING OFFICER. Is there objection? The Chair hears none, and the resolution is indefinitely postponed.

#### BILLS PASSED OVER

The bill (S. 2559) to amend title 17, United States Code, entitled "Copyrights," was announced as next in order.

Mr. SMATHERS. Over.

Mr. McCARRAN. Over.

The PRESIDING OFFICER. The bill will be passed over.

The bill (H. R. 3557) for the relief of Capt. Walter C. Wolf was announced as next in order.

Mr. GORE. Over.

The PRESIDING OFFICER. The bill will be passed over.

#### DOROTHY KILMER NICKERSON

The bill (H. R. 3757) for the relief of Dorothy Kilmer Nickerson was considered, ordered to a third reading, read the third time, and passed.

#### RESOLUTION AND BILLS PASSED OVER

The resolution (S. Res. 286) referring S. 1613 for the relief of Tom Hellander Co., to the Court of Claims was announced as next in order.

Mr. HENDRICKSON. Over, by request.





# Digest of CONGRESSIONAL PROCEEDINGS

## OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE  
(For Department Staff Only)

Issued August 20, 1954  
For actions of August 19, 1954  
83rd-2nd, No. 162

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**HIGHLIGHTS:** Both Houses agreed to conference report on foreign-aid appropriation bill. Senate passed bill to revise food-drug law, and House concurred in amendments. House concurred in Senate amendment to bill permitting long-term forest-land leases. Senate debated Federal pay raise bill. Senate debated Colo. reclamation project. Sens. Johnson (Tex.) and Morse criticized drought-relief administration. Rep. Harrison, Va., criticized reductions in wheat allotments. Rep. Hope inserted summary of farm program bill.

### HOUSE

1. FOREIGN-AID APPROPRIATION BILL, 1955. Both Houses agreed to the conference report on this bill, H. R. 10051, and acted on amendments which had been reported in disagreement (pp. 14312-22, 14457-60). This bill will now be sent to the President.
2. LAW REVISION. Concurred in the Senate amendments to bills to codify and enact into positive law parts of the U. S. Code. The Senate passed these bills as reported, earlier in the day. The bills are H. R. 9728, on food, drugs, and animal-plant diseases, etc.; H. R. 9729, on census; and H. R. 9730, to correct obsolete references. (pp. 14411-3, 14341-65.) These bills will now be sent to the President.
3. FORESTRY. Concurred in the Senate amendment to H. R. 1254, to authorize 30-year leases of national-forest and other Federal lands for public purposes (p. 14325). This bill will now be sent to the President.
4. TRANSPORTATION. Passed without amendment S. 906, to establish the finality of contracts between the Government and common carriers of passengers and freight subject to the Interstate Commerce Act (p. 14334).

This bill will now be sent to the President.

5. RECLAMATION. Agreed to a Senate amendment to H. R. 2235, authorizing the Santa Maria project, Calif., with an amendment (p. 14326). The Senate later agreed to the House amendment to the Senate amendment (p. 14454). This bill will now be sent to the President.
6. INVESTIGATIONS. Agreed to, without amendment, H. Res. 161, authorizing the Agriculture Committee to investigate matters within its jurisdiction outside the U. S. (p. 14324).
7. WATER COMPACT. Discussed S. 2821, consenting to an interstate compact regarding Missouri Basin waters, but Rep. Saylor objected to its consideration at this session (pp. 14331-2).
8. FARM LABOR. Discussed S. 2862, to permit immigration of certain sheepherders, but Rep. Celler objected to its passage (pp. 14365-7).
9. CCC AUDIT. Received from the Acting Comptroller General an audit report on CCC for 1953 (H. Doc. 494) (p. 14383). The report was also received in the Senate (p. 14387).
10. ASC COMMITTEES. Rep. Jones, Mo., criticized the Secretary's position regarding limitation of the terms of committeemen and stated that such a limit should not be continued regarding community committeemen (p. 14380).

SENATE

11. DROUGHT RELIEF. Sens. Johnson, Tex., and Morse criticized administration of the drought-relief program (p. 14389).
12. PERSONNEL; POSTAL RATES. Began debate on H. R. 7774, agreeing that the committee amendment (in the nature of a substitute), providing for a 5% pay raise for Federal employees (with a minimum of \$170 a year and a maximum of \$480), would be considered as the original text of the bill and would be subject to amendment on the floor. It is expected that Sen. Knowland will propose an amendment providing for a 3½% pay increase for classified employees, a 5% increase for postal employees, and increases in postal rates. The text of the Knowland amendment (as well as the committee recommendation) is in the Record, and he also inserted a brief explanation and the estimated cost of the group life insurance program, the Whitten amendment modification, the incentive-awards program, repeal of the annual-leave provision, etc. (pp. 14470, 14480-3, 14486-9.)
13. ELECTRIFICATION. The Public Works Committee reported with amendments S. 2599, to authorize development of Niagara River power (S. Rept. 2501) (p. 14837).
14. TRANSPORTATION. Agreed to the conference report on H. R. 2236, to establish a metropolitan area transit commission and a Commission on Area Problems for the D. C. area (pp. 14430-4).
15. RECLAMATION. Began debate on S. 1555, to authorize the upper Colo. River project, and agreed to the committee amendment in the nature of a substitute (pp. 14413-23, 14462-4, 14467-70).
16. PRICE SUPPORTS. Sen. Aiken inserted a newspaper editorial claiming that

of the land, with a Senate amendment thereto, and concur in the Senate amendment.

The Clerk read the title of the bill.

The Clerk read the Senate amendment, as follows:

Page 2, line 14, strike out all after "Utah," down to and including "patented" in line 20 and insert "Any patent issued under this act shall contain a reservation granting to the United States the right to repurchase the patented land, if the Secretary should find that such land is needed by the United States and the Weber Basin project, upon tender of payment for such land of the amount paid by the patentee to the United States under this act plus the reasonable value of the improvements thereon in place at the time the land is patented."

**THE SPEAKER.** Is there objection to the request of the gentleman from Pennsylvania [Mr. SAYLOR]?

**MR. ASPINALL.** Mr. Speaker, reserving the right to object, will my distinguished colleague from Pennsylvania explain the amendment?

**MR. SAYLOR.** Mr. Speaker, the Senate, in acting on H. R. 6451 as it passed the House, has adopted a Senate Interior Committee amendment to the bill to which there is no ascertainable objection.

On page 2, line 16 of the House version, this language has been stricken—and I quote that portion following the word "Utah":

If any of these lands are needed by the United States for the said project, the Secretary may declare the lands forfeited and return to the United States upon tender of payment for such lands of the amount paid by the occupant to the United States under this act plus the reasonable value of the improvements in place at the time the land is patented.

In lieu of the foregoing, the Senate version substitutes this language:

Any patent issued under this act shall contain a reservation granting to the United States the right to repurchase the patented land, if the Secretary should find such land is needed by the United States and the Weber Basin project, under tender of payment for such land of the amount paid by the patentee to the United States under this act plus the reasonable value of the improvements thereon in place at the time the land is patented.

Both clauses have as their purpose protecting the interest of the United States in proposed future development of the Weber Basin reclamation project. The Senate version reaches the same destination as the House version, but by a slightly different route.

**MR. ASPINALL.** Mr. Speaker, I withdraw my reservation of objection.

**THE SPEAKER.** Is there objection to the request of the gentleman from Pennsylvania?

There was no objection.

The Senate amendment was concurred in, and a motion to reconsider was laid on the table.

provide authorization for certain uses of public lands, with a Senate amendment thereto and concur in the Senate amendment.

The Clerk read the title of the bill.

The Clerk read the Senate amendment, as follows:

Strike out all after the enacting clause and insert "That the head of any department or agency of the Government of the United States having jurisdiction over public lands and national forests, except national parks and monuments, of the United States is hereby authorized to grant permits, leases, or easements, in return for the payment of a price representing the fair market value of such permit, lease, or easement, to be fixed by such head of such department or agency through appraisal, for a period not to exceed 30 years from the date of any such permit, lease, or easement to States, counties, cities, towns, townships, municipal corporations, or other public agencies for the purpose of constructing and maintaining on such lands public buildings or other public works. In the event such lands cease to be used for the purpose for which such permit, lease, or easement was granted, the same shall thereupon terminate."

"Sec. 2. The authority conferred by this act shall be in addition to, and not in derogation of any authority heretofore conferred upon the head of any department or agency of the Government of the United States to grant permits, leases, easements, or rights-of-way."

**MR. ASPINALL.** Mr. Speaker, reserving the right to object, will the gentleman from Pennsylvania explain the Senate amendment to the House?

**MR. SAYLOR.** Mr. Speaker, the purpose of this bill as approved by the House is to permit the departments and agencies of the Government having jurisdiction over public lands, national forests, and reservations of the United States to grant permits and easements for periods not to exceed 30 years to States, other governmental subdivisions, or other public agencies, for the purpose of constructing and maintaining on such lands public buildings or other public works.

The Senate version adopts House amendments to the bill as introduced which would except from its operation national parks and national monuments, the House amendment to the original bill reducing the period of grant from 50 to 30 years, and the House amendment recommended by the Department of Justice making it clear this legislation is in addition to, and not in derogation of, existing law.

The Senate has inserted language which permits making of the grants provided for—and I am now quoting the language of the Senate amendment to the House bill—"in return for the payment of a price representing the fair market value of such permit, lease, or easement, to be fixed by such head of such department or agency through appraisal."

I am advised that the gentleman from California [Mr. ENGLE], author of H. R. 1254, has no objection to the Senate amendment. I join other Members of the House Committee on Interior and Insular Affairs at this time in urging concurrence in the Senate amendment to H. R. 1254.

**MR. ASPINALL.** As I understand, the term of the lease is to be not more than 30 years; is that correct?

**MR. SAYLOR.** The bill as it passed the House provided for 50-year leases; as passed by the Senate it is for not more than 30 years.

**MR. OLIVER P. BOLTON.** Mr. Speaker, reserving the right to object, will the gentleman from Pennsylvania explain whether or not this bill will permit cattle grazing on public lands in certain areas?

**MR. SAYLOR.** This bill has nothing to do with permitting the grazing of cattle on public lands.

**MR. OLIVER P. BOLTON.** I thank the gentleman and withdraw my reservation of objection.

**THE SPEAKER.** Is there objection to the request of the gentleman from Pennsylvania?

There was no objection.

The Senate amendment was concurred in, and a motion to reconsider was laid on the table.

#### OAHE PROJECT

**MR. SAYLOR.** Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H. R. 2233) to provide for the acquisition of lands by the United States required for the reservoir created by the construction of Oahe Dam on the Missouri River and for rehabilitation of the Indians of the Cheyenne River Sioux Reservation, S. Dak., and for other purposes, with Senate amendments thereto and concur in the Senate amendments.

The Clerk read the title of the bill.

The Clerk read the Senate amendments, as follows:

Page 2, line 18, strike out all after "Section II." over to and including "\$6,587,854.95," in line 5 on page 3 and insert "The United States agrees to pay, out of funds appropriated for construction of the Oahe project, as just compensation for all lands and improvements and interests therein (except the agency hospital) conveyed pursuant to section I of this act; and for the bed of the Missouri River so far as it is the eastern boundary of said Cheyenne River Reservation, the sum of \$5,384,014."

Page 3, line 12, strike out all after "Council" down to and including "lands" in line 17, and insert "with the approval of the Secretary of the Interior shall distribute the sum of \$2,250,000 in accordance with the revised appraisal of the Missouri River Basin investigation staff of the Department of the Interior."

Page 3, line 25, strike out "agreement" and insert "act."

Page 4, line 8, strike out all after "expended" down to and including "Relocation" in line 12 and insert "for the relocation."

Page 4, line 13, strike out "all."

Page 4, line 14 strike out "all" in both instances.

Page 4, line 15, strike out "all."

Page 4, line 16, strike out all after "therewith" over to and including "impossible" in line 3 on page 5.

Page 5, line 7, strike out "\$6,044,500" and insert "\$5,160,000."

Page 5, line 24, after "section", insert "Provided further, That the authorization contained in section XVI hereof shall remain available for a period of not to exceed ten years from the effective date of this act."

Page 12, line 15, strike out "\$6,587,854.95" and insert "\$5,384,014."

Page 12, line 19, strike out "\$12,732,354.95" and insert "\$10,644,014."

Mr. WICKERSHAM. Mr. Speaker, reserving the right to object, will the gentleman from Pennsylvania inform me how much money this involves?

Mr. SAYLOR. I will yield to the gentleman from South Dakota [Mr. BERRY]. He can tell the gentleman what this bill involves.

Mr. BERRY. As passed by the House this bill provided \$12,623,000 for the land and for a rehabilitation program.

About \$2 million was taken out of the bill in the Senate. They cut down the amount allowed for land purchase and damages from \$6,587,000 to \$5,384,000.

On the rehabilitation figure, as we passed the bill it was \$6,044,000. They cut it down to \$5,160,000 on the theory that the Navaho rehabilitation program provided \$1,200 per person, and they set this up on the same basis as the Navaho rehabilitation program.

Mr. WICKERSHAM. I wish to thank the gentleman. I do not intend to object, but I do think that bills that were reported out by this committee by a 3-to-1 vote should be brought up for consideration. I should also like to inquire as to why 2 other bills, 1 by the gentleman from California [Mr. JOHNSON], and one by the gentleman from California [Mr. ENGLE] also, and one for the Washita project, which was passed by the Senate and reported out by the House Interior and Insular Affairs Committee by a 10-to-3 vote, but has not been called up for action. These are important to the people and I do hope that the leadership may see fit yet to bring up these worthy measures.

Mr. Speaker, I withdraw my reservation; I do not object.

Mr. BERRY. I thank the gentleman.

The SPEAKER. Is there objection to the request of the gentleman from Pennsylvania?

There was no objection.

The Senate amendments were concurred in, and a motion to reconsider was laid on the table.

#### AUTHORIZING SECRETARY OF THE INTERIOR TO CONSTRUCT THE SANTA MARIA PROJECT, SOUTHERN PACIFIC BASIN, CALIF.

Mr. SAYLOR. Mr. Speaker, I ask unanimous consent to take from the Speaker's desk the bill (H. R. 2235) to authorize the Secretary of the Interior to construct the Santa Maria project, Southern Pacific Basin, Calif., with Senate amendments thereto.

The Clerk read the title of the bill.

The Clerk read the Senate amendments, as follows:

Page 1, line 6, after "California", insert "pursuant to the laws of California, and otherwise."

Page 2, line 6, after "reservoir", insert "Provided further, That a repayment contract not exceeding a period of 50 years be executed prior to commencement of construction of the works herein authorized."

The SPEAKER. Is there objection to the request of the gentleman from Pennsylvania?

There was no objection.

Mr. SAYLOR. Mr. Speaker, I move that the House concur in Senate amendment No. 1 with an amendment.

The Clerk read as follows:

Mr. SAYLOR moves to concur in Senate amendment No. 1 with an amendment as follows: After "California", insert "relating to water and water rights".

The motion was agreed to.

Mr. SAYLOR. Mr. Speaker, I move that the House concur in Senate amendment No. 2.

The motion was agreed to.

A motion to reconsider the votes by which action was taken on the several motions was laid on the table.

Mr. SAYLOR. Mr. Speaker, I call the attention of the House particularly to the Senate amendment which directs that the Santa Maria project be constructed "pursuant to the laws of California, and, otherwise substantially in accordance with the recommendations of the Secretary of the Interior dated January 16, 1953." It is our understanding that this amendment was incorporated by the Senate in response to a suggestion of the State of California "that Federal legislation authorizing the project should expressly provide that Federal agencies authorized to act in this matter proceed in conformity with the laws of the State of California relating to water and water rights"—House Document No. 217, 83d Congress, page 107—and that, properly construed, this is the true intent of the amendment. For this reason I have offered an amendment to the first Senate amendment which the House having adopted leaves no doubt as to what Congress intended.

#### FURTHER MESSAGE FROM THE SENATE

A further message from the Senate, by Mr. Carrell, one of its clerks, announced that the Senate has passed, with amendments in which the concurrence of the House is requested, bills of the House of the following titles:

H. R. 9728. An act to revise, codify, and enact into law, title 21 of the United States Code, entitled "Food, Drugs, and Cosmetics";

H. R. 9729. An act to revise, codify, and enact into law, title 13 of the United States Code, entitled "Census"; and

H. R. 9730. An act to amend various statutes and certain titles of the United States Code, for the purpose of correcting obsolete references, and for other purposes.

The message also announced that the Senate agrees to the amendments of the House to bills of the Senate of the following titles:

S. 361. An act to provide for renewal of and adjustment of compensation under contracts for carrying mail on water routes;

S. 2074. An act for the relief of certain Basque sheepherders; and

S. 3627. An act to amend the Civil Service Retirement Act, as amended.

The message also announced that the Senate insists upon its amendments to the House amendments to the bill (S. 3706) entitled "An act to outlaw the Communist Party, to prohibit members of Communist organizations from serving in certain representative capacities, and for other purposes," disagreed to by the House; agrees to the conference

asked by the House on the disagreeing votes of the two Houses thereon, and appoints Mr. LANGER, Mr. WATKINS, Mr. BUTLER, Mr. McCARRAN, and Mr. KILGORE to be the conferees on the part of the Senate.

The message also announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 3706) entitled "An act to outlaw the Communist Party, to prohibit members of Communist organizations from serving in certain representative capacities, and for other purposes."

The message also announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 9580) entitled "An act to revise and extend the laws relating to espionage and sabotage, and for other purposes."

#### SPECIAL ORDERS GRANTED

Mr. COLE of Missouri asked and was given permission to address the House for 40 minutes today, following the legislative program and any special orders heretofore entered.

Mr. CRETTELLA asked and was given permission to address the House for 1 minute today, following the legislative program and any special orders heretofore entered.

Mrs. ROGERS of Massachusetts asked and was given permission to address the House for 5 minutes today, following the legislative program and any special orders heretofore entered.

Mr. JONES of Missouri asked and was given permission to address the House today for 10 minutes, following the legislative program and any special orders heretofore entered.

Mr. STAGGERS asked and was given permission to address the House today for 5 minutes, following the legislative program and any special orders heretofore entered.

#### BILL OUTLAWING COMMUNISM

(Mr. EBERHARTER asked and was given permission to extend his remarks at this point in the RECORD.)

Mr. EBERHARTER. Mr. Speaker, on Monday of this week I voted in favor of the Communist Control Act of 1954. I regret that on the following day it was necessary for me to be in Pittsburgh to fulfill an engagement already made to appear at a convention. Had I been here I would have followed up my vote of Monday and supported the Dies motion to approve the Senate amendments added to the bill outlawing the Communist Party. These amendments were taken from the bill introduced by my good friend, MARTIN DIES, of Texas, who began this valiant fight for the outlawing of the Communist Party years ago. I would have been exceedingly happy also to register my vote in favor of this Dies bill, which is similar to the statute which outlawed the Communist Party in my home State of Pennsylvania.





Public Law 771 - 83d Congress  
Chapter 1255 - 2d Session  
H. R. 1254

AN ACT

All 68 Stat. 1146.

To provide authorization for certain uses of public lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the head of any department or agency of the Government of the United States having jurisdiction over public lands and national forests, except national parks and monuments, of the United States is hereby authorized to grant permits, leases, or easements, in return for the payment of a price representing the fair market value of such permit, lease, or easement, to be fixed by such head of such department or agency through appraisal, for a period not to exceed thirty years from the date of any such permit, lease, or easement to States, counties, cities, towns, townships, municipal corporations, or other public agencies for the purpose of constructing and maintaining on such lands public buildings or other public works. In the event such lands cease to be used for the purpose for which such permit, lease, or easement was granted, the same shall thereupon terminate.*

Public lands.  
Permits, leases,  
etc.

SEC. 2. The authority conferred by this Act shall be in addition to, and not in derogation of any authority heretofore conferred upon the head of any department or agency of the Government of the United States to grant permits, leases, easements, or rights-of-way.

Approved September 3, 1954.

